File #:

62-116395

Serial Scope:

151 THRU 163

164 THRU 188

190 THRU 208

210 THRU 219

220, 221

2ND NR 221 THRU 230

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
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Admin.
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Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 6/2/75

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY

At 2:30 p.m. on June 2, 1975, a conference was held with the Deputy Attorney General attended by K. William O'Connor, Kevin Maroney, Philip White, and Robert McDermott of the Department. Bureau representatives were Mr. Callahan, Mr. Adams, Mr. Wannall and me.

Mr. O'Connor discussed the request by the Senate Select Committee for access to the 39 page report by former Assistant Attorney General Petersen concerning COINTELPRO. Though objections were presented by the Bureau representatives that the report should not be furnished to the Committee, and its enclosures, particularly the legal memoranda should not be made available, the Deputy Attorney General decided and instructed that the 39 page report should be made available to John Elliff on Tuesday, June 3, 1975, for his review, at which time he would be permitted to take notes, but he would not be furnished a copy of the document. The Deputy further instructed that should Mr. Elliff request the attachments to the report, Mr. O'Connor should offer as an alternative the memoranda which initiated each of the COINTELPROs.

EX-105 REC-20

UNRECORDED COPY FILED IN

Upon our return to the Bureau, Mr. Adams requested that the Intelligence Division undertake an analysis of each of the summaries which were attached to the Petersen report in order to make a damage assessment based on factors that would affect current Bureau operations should they be revealed to the Committee. He also requested that ~~this information~~ be compiled and available to brief the Deputy Attorney General as to the difficulties that would be involved upon disclosure.

JUN 10 1975

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. David Ryan
1 - Mr. Hotis
1 - Mr. Daly
1 - Mr. Mintz

JAM:mfd (8)

CONTINUED - OVER

84 JUN 18 1975

Memorandum to Mr. Adams
Re: Senate Select Committee

RECOMMENDATIONS:

1. That the Intelligence Division analyze the summaries for purposes of a damage assessment.

2. That the Intelligence Division be prepared to furnish a briefing to the Deputy Attorney General as to the damage assessment.

FD-36 (Rev. 5-22-64)

FBI

Date: 5/28/75

Transmit the following in ______________________
(Type in plaintext or code)

Via AIRTEL REGISTERED MAIL
(Priority)

TO: Director, FBI (62-116395)
(Attention: INTD - W. O. Cregar)

FROM: SAC, Atlanta (62-2854)

SENSTUDY 75

Re Bureau airtel to Atlanta 5/23/75.

Material enclosed with referenced airtel was hand-delivered to former SA, ALAN G. SENTINELLA, 5/27/75, and same was returned by SENTINELLA to Atlanta Division same day.

Enclosed is the material furnished by SENTINELLA.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RW

detached & filed w/ yellow of LHM 5/22/75

62-116395-229

REC-100

17 JUN 16 1975

2-Bureau (Enc.)
1-Atlanta
WKD:rrl
(3)

Approved: ______________ Sent ______________ M Per ______________
Special Agent in Charge

JUN 17 1975

U.S.Government Printing Office: 1972 — 455-574

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUN 5 1975

TELETYPE

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Director Sec'y	

NR Ø11 NK CODE

4:ØØPM 6/5/75 IMMEDIATE RXG

TO DIRECTOR (62-116395)

ATT: W. O. GREGAR, INTD

FROM NEWARK (62-3971)

SENSTUDY 75

RE TELCON BUREAU SUPERVISOR ROBERT SHEA AND ASAC HERBERT D. CLOUGH, JR., JUNE 5, 1975.

THOROUGH REVIEW OF FILES CAPTIONED "DISRUPTION OF DEMOCRATIC NATIONAL CONVENTION; INFORMATION CONCERNING"; "SPECIAL SQUAD AT DEMOCRATIC NATIONAL CONVENTION , ATLANTIC CITY, N.J., AUGUST 22-28, 1964"; "DEMOCRATIC NATIONAL CONVENTION, AUGUST 24-28, 1964" AND JUNE FILES DOES NOT REVEAL ANY MEMORANDA, LETTERS OR OTHER TYPE COMMUNICATIONS PREPARED BY FORMER SPECIAL AGENT, LEO T. CLARK.

END

MWW FBI WASH DC CLR

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RW

REC-100

62-116395-228

JUN 16 1975

CC - Gregar

84 JUN 17 1975

2 - Mr. S. F. Phillips

June 3, 1975

ORAL INFORMATION PROVIDED TO THE SENATE
SELECT COMMITTEE INVESTIGATING
INTELLIGENCE ACTIVITIES

1. SUBJECT: Martin Luther King, Jr.
   Stanley David Levison

2. WITNESS' ORGANIZATION: Retired SA, FBI

3. FILE REFERENCE NO.: Bureau file 62-116395

4. DATE OF INTERVIEW: 5/12/75

5. INTERVIEWER: Mr. Lester B. Seidel, SSC Staff Member

6. CLASSIFICATION OF INFORMATION: Unclassified

7. SUMMARY OF CONTENT:

Witness was questioned and furnished information concerning the former FBI investigations of Martin Luther King, Jr., and Stanley David Levison.

8. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

SFP:ekw
(4)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RW

62-116395

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

Assoc. Dir. ____
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Director Sec'y ____ MAIL ROOM ☐ TELETYPE UNIT ☐

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62-116395-227

17 JUN 16 1975

JUN 17 1975

GPO : 1975 O - 569-920

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

DCI/IC 75-2190

10 June 1975

Intelligence Community Staff

MEMORANDUM FOR: Members of the USIB Ad Hoc Coordinating Group

SUBJECT : Security Clearances

Attached is an updated listing of staff personnel certified by the Staff Director, Senate Select Committee as meeting the requirements of Executive Order 10450 for access to classified information up to and including TOP SECRET. Some of these individuals have been certified as meeting the requirements of DCID 1/14 and have been provided the appropriate briefing.

Harriet Merritt for
John M. Clarke
Associate Deputy to the DCI
for the Intelligence Community

ALL INFORMATION CONTAINED HEREIN ... DATE 1-19-01 BY SP2ALM/Rw

Attachment

ENCLOSURE

REC-100

62-116395-226

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17 JUN 16 1975

file 62-116395

FIVE

IC STAFF VERIFICATION OF CLEARANCES

10 JUN 1975

Staff Members of the Senate Select Committee on Intelligence Activities who have received a security investigation by the Federal Bureau of Investigation within the past five years and are certified as meeting requirements of EO 10450 for access to classified information up to and including TOP SECRET.

Name	Compartmented Clearance Designated	Briefed (SI, TK, B)	Date and Place of Birth		Social Security No.	
Aaron, David	*	B 4/15	8-21-38	Ill.	550-44-7971	
Bader, William	*	B 4/17	9-8-31	NJ	545-30-3377	TF Badge
Bayly, John	*	B 5/19	1-26-44	DC	578-60-2305	
Banoff, Barbara			12-20-45	Cal.	561-68-9123	
Barkey, Howard	*	B 6/2	1-26-17	Mo.	490-01-6758	
Baron, Frederick	*	B 5/19	12-2-47	Conn.	494-54-5241	
Benz, Charity I.	*	B 5/23	7-23-46	NY	053-38-7410	
Birdsell, Wayne			5-2-06	DC	578-03-1841	
Bouschard, Samuel	*	B 6/10	3-12-24	Maine	007-18-3292	
Brissett, Belva	*	B 6/10	6-23-41	Ok.	440-44-6374	
Brooks, Nancy	*	B 5/23	2-14-40	Ky	313-38-6773	
Brown, C. Harold			6-6-38	Ohio	278-34-3428	
Carpenter, Margaret	*	B 5/19	8-27-44	Cal.	555-62-6129	
Carter, Barry	*	B 4/24	12-14-42	Cal.	567-56-8854	
Chesnick, Barbara			4-18-46	WI	390-46-2235	

CLASSIFIED BY SP2ALM/lew
DATE 1-14-02

62-116395-229

ENCLOSURE

10 JUN 1975

Name	Compartmented Clearance Designated	Briefed (SI, TK, B)	Date and Place of Birth		Social Security No.	
Davis, Lynn	*	B 4/17 (Port)	9-6-43	Fl.	042-36-9155	TF Badge
Dawson, Thomas			9-9-52	Minn.	471-60-1688	
Dawson, Rhett	*	B 5/19	12-9-43	Ill.	351-34-4329	
DeOreo, Mary			6-13-47	Ohio	287-42-6258	
Dillon, Molly	*	B 6/10	4-16-51	Va.	150-38-4588	
Doolittle, Patricia			8-12-43	NC	213-42-6360	
Dwyer, Daniel			8-24-52	Ma.	023-44-8792	
Elliff, John	*	B 5/23	6-30-41	DC	345-34-2468	
Epstein, Michael Taylor			3-10-37	Mass.	026-28-6318	
Ernö, Joan			8-30-46	DC	215-46-2988	
Fenn, Peter	*	B 4/24	12-12-47	Ma.	213-50-1123	
Gitenstein, Mark Henry	*	B 5/28	3-7-46	Ala.	420-60-8767	
Greissing, Edward			11-27-50	Germany	296-50-4113	
Harrigan, Arthur	*	B 5/19	3-16-44	NY	141-34-1031	
Hatry, Audrey Helen	*	B 5/19	6-10-23	Md.	216-14-8691	
Inderfurth, Mark K.	*	B 4/29	9-29-46	NC	245-74-5617	TF Badge
Iverson, Portia			10-22-50	W. Va.	233-84-0847	

10 JUN 1975

Name	Compartmented Clearance Designated	Briefed (SI, TK, B)	Date and Place of Birth		Social Security No.	
Johnson, Dorothy			6-8-25	Or.	540-20-6413	
Johnson, Loch	*	B 4/29	2-21-42	N. Zealand	566-62-0478	
Karalekas, Anne	*	B 5/28	11-6-46	Ma.	023-36-4329	
Kelley, Robert	*	B 5/19	10-29-40	Ind.	559-54-1348	
Kieves, Lawrence	*	B 5/19	1-4-48	NY	068-38-6464	
Kirbow, Charles	*	B 4/24	10-2-22	Ga.	252-12-5112	TF Badge
LaVoy, Diane	*	B 6/10	11-10-48	Venezuela	165-40-3119	
Liebengood, Howard			12-29-42	In.	307-44-9707	
Lombard, Charles	*	B 4/24	6-2-30	France	578-44-9471	Badge
Lynch, Mary			3-16-26	W. Va.	250-38-1344	
MacDonald, Naldeen			10-19-51	Brazil	225-78-8708	
Madigan, Michael James	*	B 4/15	4-18-43	DC	042-34-3797	TF Badge
Marshall, Benjamin	*	B 4/17	5-4-19	NE	485-28-4503	
Marshall, Burke			10-1-22	NJ	577-44-5241	
Mason, Judy	*	B 6/10	1-6-46	DC	578-60-7280	
Maxwell, Elliot Everett	*	B 4/15	7-24-46	NY	133-34-4225	TF Badge
Mecham, Martha Evans	*	B 5/23	2-11-40	Cal.	528-48-6848	

10 JUN 1975

Name	Compartmented Clearance Designated	Briefed (SI, TK, B)	Date and Place of Birth		Social Security No.	
Miller, William G.	*	B 4/15	8-15-31	NY	109-26-4349	
Monaco, Patricia	*	B 5/23	10-17-35	NJ	157-26-8100	
Moore, Janet	*	B 5/23	4-9-43	Iowa	484-52-9820	
O'Flaherty, James Daniel	*	B 4/15	11-4-42	Ill.	239-62-8495	Badge
Orloff, Jan			11-14-47	Cal.	558-74-8394	
Owens, Drena	*	B 6/2	12-8-42	NC	242-68-3271	
Peterson, John F.			6-15-41	Cal.	565-56-7707	
Pitts, Susan	*	B 6/10	10-24-53	Canada	020-40-7638	
Pyle, Christopher			11-24-39	Mass.	019-30-9898	
Quanbeck, Elton	*	B 5/19	5-15-26	N. Dak.	501-14-4534	
Ricks, Walter			12-27-46	Ga.	244-74-4304	
Romberg, Alan	*	B 4/22	12-1-38	NY	107-30-8583	
Rowe, James	*	B 5/19	6-6-51	DC	579-62-6719	
Schneider, Ruth	*	B 5/23	10-31-44	Conn.	008-32-0180	
Schwarz, Frederick A. O. III	*	B 4/15	4-20-35	NY	084-30-2047	

10 JUN 1975

Name	Compartmented Clearance Designated	Briefed (SI, TK, B)	Date and Place of Birth		Social Security No.	
Seidel, Lester			7-17-44	DC	216-38-5204	
Shea, Patrick	*	B 4/15	2-28-48	Utah	528-64-1965	
Shelburn, Frank			5-30-13	Va.	338-24-6934	
Smith, Elizabeth	*	B 5/19	6-21-49	NY	076-42-0199	
Smith, John L.			3-3-39	Ky.	400-52-5800	
Smith, Stephanie			3-23-54	Ohio	282-58-6476	
Smothers, Curtis	*	B 5/16	8-26-43	Md.	220-38-9869	Badge
Snider, Lewis Brittle	*	B 4/24	1-12-45	NC	246-72-0956	
Talley, Martha			9-7-50	NC	245-88-1368	
Thoben, Florence			6-2-10	Ind.	313-12-1857	
Thomas, Robert			12-16-25	Md.	219-14-5186	
Towell, Mary	*	B 6/10	4-25-44	Tenn.	566-64-7628	
Treverton, Gregory	*	B 6/2	1-21-47	Colo.	524-62-2459	
Trueheart, William	*	B 6/2	12-18-18	Va.	225-20-6411	
Wallach, Paul			5-24-47	NY	149-36-2999	
Ward, Fred			11-20-40	DC	225-50-9983	

10 JUN 1975

Name	Compartmented Clearance Designated	Briefed (SI, TK, B)	Date and Place of Birth		Social Security No.	
Wides, Burton Victor	*	B 4/17	6-14-41	NJ	139-30-1936	TF Badge
Wiik, Carol Ann	*	B 5/23	4-21-51	Mass.	017-40-7170	
Wilson, Otis	*	B 6/10	5-16-20	Va.	557-14-5461	
Zimmerman, Peter Brown	already briefed		3-26-46	Ill.	227-60-1093	
Zimmerman, Phebe			12-1-50	Ohio	271-54-1724	

1 - D. W. Moore
(Attn: J.M. Murphy)
1 - J. A. Mintz
(Attn: Legal Analysis Section)
1 - W. R. Wannall

May 9, 1975

Sen. Study - '75

1 - W. O. Cregar
1 - R. W. Held

Honorable Charles E. Wiggins
House of Representatives
Washington, D. C. 20515

Dear Congressman Wiggins:

Reference is made to your letter dated April 9, 1975, enclosing a resolution adopted by the State Bar of California condemning the Federal Bureau of Investigation (FBI) for placing an informant on the staff of a legal service agency to communicate information learned in that capacity to the FBI and our response dated April 28, 1975.

Contact with the State Bar of California has enabled us to identify the situation to which they were referring.

Between April, 1968, and November, 1968, one Rudolph Leamer Muse was operated as an informant by our New Orleans, Louisiana, Division. Muse furnished information regarding black extremist activities and he was paid for services rendered. Muse was unemployed when initially volunteering his assistance to the FBI and subsequently, on May 10, 1968, began working as an investigator for the New Orleans Legal Assistance Corps (NOLAC), an organization funded by the Office of Economic Opportunity.

Information in the files of our New Orleans Division indicates during June, 1968, Muse advised it had become necessary to tell his supervisor at NOLAC of his relationship with the FBI. His supervisor became aware of Muse's association with black nationalist groups and attempted to discharge him. To avoid discharge, Muse told his supervisor he was cooperating with the FBI. Subsequently Muse's supervisor from NOLAC contacted the New Orleans Division and advised he wanted to assure the FBI that the relationship between

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SEE NOTE PAGE 3

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GPO : 1975 O - 569-920

84 JUN 17 1975

Honorable Charles E. Wiggins

Muse and the FBI would be maintained by him and would go no further. Muse's supervisor said he was cognizant of the importance of Muse's cooperation with the FBI remaining confidential.

The New Orleans Division of the FBI never conducted any investigation regarding NOLAC and Muse never furnished information concerning its activities.

I hope this information will clarify the issue for you. If I may be of further assistance in this matter, please contact me.

A copy of this letter is being provided to the State Bar of California.

Sincerely yours,

C. M. Kelley

Clarence M. Kelley
Director

1 - State Bar of California
601 McAllister Street
San Francisco, California 94102

Honorable Charles E. Wiggins

NOTE:

The resolution of the State Bar of California (SBC) referred to above did not identify the specific incident in which they were interested so Congressman Wiggins' letter was acknowledged and we indicated additional details would follow. On 4/25/75 San Francisco advised the basis for the SBC resolution was articles contained in the 2/7/75 issues of the San Francisco Examiner and Oakland Tribune. In these articles Muse was not mentioned by name but the details corresponded with his case. On 4/28/75 Supervisor Ernest Wall, New Orleans, advised Muse was identified by name in articles concerning this incident in the 2/2/75 issue of the New Orleans Times Picayune and the 2/25/75 issue of the New Orleans States Item. Since Muse revealed his relationship with the FBI and has been publicly identified by name and appears to be no privacy issue or need to protect the confidentiality of our files, Congressman Wiggins should be advised of the complete details in this matter. As the SBC urged issues such as this be considered by the select committees of the U.S. Senate and House of Representatives, a copy of this communication is being furnished for the information of the Legal Analysis Section and Project Senstudy 75 in Division 5.

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. Adams
1 - Mr. Mintz
1 - Mr. Hotis
1 - Mr. Daly

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
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Spec. Inv. ___
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Director Sec'y ___

TO : Mr. J. B. Adams

DATE: 5-8-75

FROM : Legal Counsel

SUBJECT: STATUS OF RESPONSES TO CONGRESSIONAL COMMITTEE REQUESTS

The purpose of this memorandum is to set forth in summary form the requests we have received from various Committees in Congress and the status of our replies.

I. Senate Select Committee on Intelligence Activities (SSC)

We have substantially complied with the request of this Committee contained in their letter of 3-19-75. The remaining aspects of this request involve a decision by the State Department concerning the release of exhibits contained in a study on FBI jurisdiction, a decision by the Department relating to COINTELPRO and our recommendation that one particular document not be furnished the Committee.

We are in receipt of a request by memorandum dated 4-30-75 from the SSC. This request generally relates to Sections of the Manual of Rules and Regulations and the Manual of Instructions, and the various divisions having responsibilities and interest in the Sections requested, are in the process of preparing the necessary responses.

We received a request by letter dated 4-28-75 from the Committee concerning allegations of our possible involvement in the removal of documents from the residence of the late Director J. Edgar Hoover. Our response has been prepared and it is anticipated it will be furnished the Department in the near future.

62-116395-

II. Subcommittee on Civil and Constitutional Rights of the House Judiciary Committee

NOT RECORDED
170 JUN 3 1975

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We have complied with those aspects of the request contained in this Committee's letter of 4-10-75, pertaining to photographic surveillance and indexing procedures. We anticipate our response to their requests relating to our authority to collect, retain and disseminate information will be furnished in the immediate future.

ALL INFORMATION CONTAINED
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DATE 1-19-01 BY SP2ALM/RW

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102

CONTINUED - OVER

We also received a request from this Committee by letter dated 4-22-75, relating to our procedures of handling Freedom of Information Act requests and an inquiry by letter dated 4-25-75 regarding our alleged involvement in the removal of documents from the residence of the late Director J. Edgar Hoover. We have prepared responses to both requests. The response concerning the Freedom of Information Act has been furnished the Department for approval and furnishing to the Committee; the response relating to removal of documents has been prepared and is in the process of being approved by the Bureau.

III. Senate Subcommittee on Internal Security of the Senate Judiciary Committee

We received a request by letter dated 4-28-75 for information relating to terrorist incidents. We have prepared and furnished a response to this request.

RECOMMENDATION:

None. For information.

ATTENDEES

USIB AD HOC COORDINATING GROUP
ON CONGRESSIONAL REVIEW

Wednesday, 4 June 1975, at 1000 hours
DCI Conference Room (7D64)

Dr. John M. Clarke
AD/DCI/IC

Mr. J. J. Hitchcock
State

Mr. David Lowman
NSA

Mr. J. Foster Collins
Treasury

Mr. Leon F. Schwartz
FBI

Mr. Robert Upchurch
ERDA

RADM Donald P. Harvey, USN
Mr. John Brock
Captain William Quisenberry
DIA

Captain L. C. Martinez
Navy

Lt. Col. Harold Coyle
Rep. for Deputy Under
Secretary of the Air Force

Mr. Walter Elder
CIA

Mrs. Harriett D. Mowitt
Exec Sec to the Ad Hoc Group
ICS

Mr. Donald E. Moore
Chairman, USIB Security
Committee

Mr. Merrill T. Kelly
Army

Colonel Jerry D. Alderson, Jr.
Air Force

62-116395-
ENCLOSURE

CONFIDENTIAL

DCI/IC-75-0608
6 June 1975

Senstudy -75

MEMORANDUM FOR: ~~Principals of the USIB~~ Ad Hoc Coordinating Group

SUBJECT : Ninth Meeting, 4 June 1975

1. A meeting of the USIB Ad Hoc Coordinating Group was held on 4 June 1975 at 10:00 a.m. A list of attendees is attached.

2. The meeting was opened by Dr. Clarke who described the current activities of the Senate Select Committee in accelerating their official interviews with knowledgeable officials across the Community and the criticality of firming up agreements on how these interviews are to be handled. This has not been forthcoming despite White House interest. House Select Committee procedure is not yet clear.

3. The second item raised by the Chairman was the list of category II "abuses" which had been developed at the direction of the Policy Steering Group. The set developed was the result of discussions with Mr. Schwartz, Counsel to the Senate Select Committee, who plans to present a complete list of "category II" items to the Committee on Friday, 6 June. At that point, it is expected "notices" would go out to the Community agencies advising them so that agreed interview procedures will apply. It is also anticipated that the presence of private as well as Agency counsel will be addressed. The Policy Steering Group has accepted the principle of dealing with these identified "category II" subjects by assigning responsibility for gathering of comprehensive and paper preparation to specific individuals within the Community agencies. Dr. Clarke is the focal point for gathering the names of individuals who will assume these responsibilities. To date, individuals had been named for all subjects except those to be handled by CIA.

62-116395-
NOT RECORDED
17 JUN 16 1975

file-62-116395

CLASSIFIED BY 006805
EXEMPT FROM GENERAL DECLASSIFICATION SCHEDULE OF E. O. 11652, EXEMPTION CATEGORY: § 5B(1), (2), (3) or (4) (circle one or more)
AUTOMATICALLY DECLASSIFIED ON
Impossible to Determine
(unless impossible, insert date or event)

84 JUN 17 1975

CONFIDENTIAL

4. In addition to the "category II" items, there are a number of additional subjects largely geographic in nature for which the DCI feels CIA should assume responsibility for preparing comprehensive papers. In view of the apparent adversary relationship between the Senate Select Committee Staff and the agencies under investigation, it may be that preparation of papers dealing comprehensively with specific subjects will deflect some of this cross-agency probing and result in a positive solution to problems before they arise.

5. The Chairman reminded the group of the responsibility which exists to keep Mr. Cotter of the Post Office Department informed on matters resulting from the Congressional investigations which will clearly impact on his agency's affairs. At present, the cross-agency character of the interviews now under way indicate a possible communication gap in adequately coordinating on postal matters.

6. The Chairman explained the DCI's action taken in late May to separate the responsibility for CIA's response to the Congressional Select Committees from those responsibilities of the IC Staff. Both Dr. Clarke and Mr. Elder emphasized the very close relationship which exists in the two efforts. Mr. Elder will represent CIA at all USIB Ad Hoc sessions henceforth.

7. The Chairman questioned Mr. Elder, the CIA representative, whether or not the Senate Select Committee had yet furnished the Agency with a list of subjects with which they plan to deal in depth. Mr. Elder reported they have not yet done so, but it is apparent that three items are of priority interest at the moment: assassinations, the Phoenix program, and covert action; that it appears clear the Committee is currently pursuing the question of authorities, approvals, and support from other agencies.

8. The 27 May request addressed to the DCI covering materials under the jurisdiction of a number of Community agencies was provided to the members of the Ad Hoc Group. Dr. Clarke indicated he was seeking policy guidance on selected items in the request which dealt with Community product such as NIE etc. He noted the 27 May request indicated identical letters were being forwarded to the Secretary of State and the Secretary of Defense. Copies have been sent to all USIB Ad Hoc members, the NSC and the White House.

9. Copies of a memorandum which set forth the action items resulting from the Policy Steering Group session of last week were provided to the Ad Hoc members for their information.

10. Mr. Elder reported that the House Committee has indicated to CIA its intent to concentrate on specific issues, but as of now are not adequately organized to be specific in their requests. The one extant request forwarded to the CIA was posing some problems because of the lack of cleared personnel, approved storage facilities, and determinations on the ultimate disposition of records. The Chairman noted that concurrent with this meeting, a meeting of Community legal representatives was taking place with the purpose of commenting on the House Select Committee's proposed security regulations which have not yet been adopted.

11. CIA reported its success with the provision of a reading room for SSC Staff at CIA headquarters. State reported there were no comparable facilities anticipated there. Defense has provided badges to Staff members and reading facilities are available. The same accessability of materials is true at NSA and FBI.

12. The last subject on the agenda was the implementation of the Community Central Index. In the material provided to the group was a letter reaffirming the purposes of the Central Index and a list of 40 key words to be used in identifying material furnished the Index. A printout of the Index content was provided to the group as a review document only. The final format of such periodic reports has not yet been refined. Group members are encouraged to comment if they detect any problems with items in the printout. Forms for inputting information to the Central Index were also provided to the Group. This is a service of common concern which will assure the uniformity of information received and should serve to lighten the workload of the individual agencies. The telephone number of Mrs. Young of the Central Index was provided for agencies' convenience in accessing the Index information.

Harriett D. Mowitt

Harriett D. Mowitt
Executive Secretary

Attachment: as stated

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Intelligence Community Staff

DCI/IC-75-0116
6 June 1975

(Senstudy-75)

MEMORANDUM FOR: See Distribution

ALL FBI INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RW

1. The following list includes subjects to be covered by the Agencies concerned:

Assassinations	White House	Mr. Wilderotter IDS 145-7094
Drug Abuse	CIA	Not yet designated
Political Abuses (1964)	FBI	John Thomas 324-4609
Domestic Surveillance	Justice	John Martin IDS 187-4555
Electronic Surveillance and Warrantless Wiretap	Justice	George Calhoun IDS 187-4401
Use of Notional Organizations	FBI	John Thomas 324-4609
Use of Proprietary Organizations	CIA	Not yet designated
Mail Cover and Intercept	Justice	Phil White IDS 187-4674
Watch List	DoD	Benson Buffham, NSA 688-7222
Army Surveillance	DoD	Dr. David Cooke 695-4436

File 62-116395

62-116395— 5-006

NOT RECORDED
17 JUN 18 1975

84 JUN 13 1975

The individuals named on this list are those designated by the Agencies as having prime responsibility for preparing the paper. The papers should be delivered in two copies directly to the Associate Counsel to the President, Mr. James Wilderotter, Room 182, Old Executive Office Building, by the Agencies. In the course of the next week, a meeting will be called for Mr. Wilderotter to meet with the individuals designated on this list. Each Agency will also be responsible for naming a person to work with each Task Force leader where it is appropriate to the subject matter. In the interim, Task Force leaders should deal directly with the following people with respect to individual Agency responsibilities:

DCI/Intelligence Community	John Clarke IDS 143-5477
CIA	E. Henry Knoche IDS 143-4086
Defense	Tom Latimer IDS 11-54221
State	William Hyland IDS 101-20342
Treasury	William Morell IDS 184-2536
Justice	William O'Connor IDS 187-5211
FBI	William Cregar IDS 175-4636

2. The CIA has been coordinating internally the DCI's letter to the Chairman of the House Select Committee on Intelligence and this letter should be available for Community review and consideration soon. Distribution of this letter will be made sometime prior to a meeting of the General Counsels chaired by Mr. Wilderotter to go over details of the letter and coordinate on the final language. This arrangement is consistent with agreements reached in our meeting on 3 June 1975.

John M. Clarke
Associate Deputy to the DCI
for the Intelligence Community

Distribution:
1 - Mr. Wilderotter
1 - Mr. Latimer
1 - Mr. Hyland
1 - Mr. Morell
1 - Mr. O'Connor
1 - Mr. Cregar
1 - Mr. Knoche
1 - Mrs. Mowitt/Executive Secretary of Steering Group (IDS 143-4055)

GEORGIA STATE UNIVERSITY
UNIVERSITY PLAZA
ATLANTA, GEORGIA 30303

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE BY

Special Agent Seymor Phillips
Federal Bureau of Investigation
Washington, D.C.

PERSONAL AND CONFIDENTIAL

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall

The Attorney General

May 22, 1975

1 - Mr. J. G. Deegan
1 - Mr. R. L. Shackelford
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

Director, FBI

U. S. SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES

Enclosed for your information is the original of a memorandum concerning an interview by a Staff Member of captioned Committee of retired FBI Special Agent Alan G. Sentinella. A copy of the memorandum is also enclosed for forwarding to Mr. James A. Wilderotter, Associate Counsel to the President.

Enclosures - 2

62-116395

1 - 67-432832 (Personnel File Former SA Alan G. Sentinella)
1 - 100-106670 (Martin Luther King, Jr.)
1 - 100-392452 (Stanley David Levison)

SFP:ekw ekw
(13)

For info only; Per J. Oldham's instructions, 5 copies of this interview sent to OPR-Dept. of Justice. -11/22/76 -JKB

Delivered 5/23/75 to K W O (ms)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-31-80 BY SP16SK/RG

UNREC COPY AND COPY OF ENCL FILED IN

REC-100

62-116395-225

JUN 16 1975

Assoc. Dir. ____
Dep. AD Adm. ____
Dep. AD Inv. ____
Asst. Dir.:
Admin. ____
Comp. Syst. ____
Ext. Affairs ____
Files & Com. ____
Gen. Inv. ____
Ident. ____
Inspection ____
Intell. ____
Laboratory ____
Plan. & Eval. ____
Spec. Inv. ____
Training ____
Legal Coun. ____
Telephone Rm. ____
Director Sec'y ____

MAIL ROOM ☐ TELETYPE UNIT ☐

JUN 17 1975

GPO 951-546

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. J. G. Deegan

62-116395

May 22, 1975

1 - Mr. R. L. Shackelford
1 - Mr. W. O. Cregar
1 - Mr. S.F.Phillips

U. S. SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF RETIRED FBI SPECIAL AGENT (SA) BY SSC STAFF MEMBER

Set out below is the verbatim text of a statement voluntarily furnished to the FBI by Mr. Alan G. Sentinella who served as an SA of the FBI from July 12, 1948, until his retirement March 22, 1971. He is presently employed as Director of Safety, Georgia State University, Atlanta, Georgia.

"Atlanta, Georgia
May 12, 1975

"Interview by Lester B. Siedel, (sic), representative of Senate Select Committee of Alan G. Sentinella. Interview commenced 12:24pm, terminated 2:20pm. Siedel at the outset identified self via credential as representative of aforementioned Committee.

"Mr. Siedel introduced by writer to Mr. Seymor Phillips of the FBI. The writer explained to Siedel that following his telephone conversation, 5/9/75, during which he stated he was interested in discussing matters related to the King and Levison cases it was felt that such discussion might involve issues currently sensitive to the Bureau. Accordingly the Atlanta Office was contacted and subsequently the writer was contacted by Robert Olmert of the Bureau. Mr. Olmert advised that if it was desired the Bureau would make available a representative not for the purpose of participating in the interview but to be available for advice. The

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Admin.
Comp. Syst.
Ext. Affairs
Files & Com.
Gen. Inv.
Ident.
Inspection
Intell.
Laboratory
Plan. & Eval.
Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

1 - 67-432832 (Personnel File Former SA Alan G. Sentinella)
1 - 100-106670 (Martin Luther King, Jr.)
1 - 100-392452 (Stanley David Levison)

SFP:ekw ekw
(13)

SEE NOTE PAGE TEN

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ENCLOS.

62-116395-225

GPO 954-546

writer stated he was interested in obtaining such assistance. Accordingly during the morning of 5/12/75 Mr. Seymor Phillips contacted the writer.

"This is dictated immediately following interview by Siedel. No effort is herein made to follow the chronology of questions presented by Siedel. During the interview no notes or recording were made by writer. Will use "Q" for question and "A" for answer. Questions (Q) were asked by Siedel and answers (A) were given by writer.

"A: Was it correct that matters concerning the King investigation were discussed openly over coffee by members of the Atlanta field office?

"A: Matters relating to the King investigation were discussed by individuals concerned therewith. I have no recollection during the period I was connected with the investigation that it was discussed by everybody like the previous night's ballgame might have been.

"Q: Shortly after King received the Nobel Prize did a Bureau official William Sullivan come to Atlanta?

"A: It is my recollection King received the Nobel Prize sometime before the case was assigned to me. I do not remember if Bureau official William Sullivan visited Atlanta.

"Q: Did Sullivan have any contact with Ralph McGill concerning King?

"A: I do not know.

"Q: Were taps (telephone) and bugs (microphone) used by Atlanta in connection with King?

"A: A tap (telephone) was utilized re King at his SCLC office and his residence.

"Q: When were the bugs (microphone) utilized?

"A: There were none.

"Q: What was the purpose of the investigation of King?

"A: To determine whether King and/or SCLC were influenced by persons or groups having communist tendencies.

"Q: Did you feel the investigation was worthwhile?

"A: I don't recall that I ever asked myself that question. It was an assignment made by my employer and my responsibility to handle it.

"Q: How did other agents feel about the illegal use of these taps?

"A: The taps were not illegal. They were obtained through the authority of the Attorney General.

"Q: Did any agents express the opinion that these investigations were improper?

"A: I do not recall specifically although Mr. Murtaugh (sic) may well have so stated.

"Q: What electronic surveillance was used concerning Levison?

"A: I do not know. Levison resided in New York City.

"Q: Was Levison covered by the tap on King?

"A: Only to the extent that he was in contact with King. There was no tap on Levison per se in Atlanta.

"Q: Was there any physical surveillance of King?

"A: I do not recall any physical surveillance of King as such. There was surveillance conducted of individuals in contact with King and consequently King would obviously have been physically surveilled. But such surveillance was not on King directly.

"Q. Did you participate in these surveillances?

"A: Yes on several occasions.

"Q: How many occasions?

"A: I cannot recall.

"Q: How long were you in Atlanta?

"A: August 1960 - March 1971.

"Q: What other offices did you serve in and when?

"A: Baltimore, September 1948 - January 1949; Buffalo, January 1949 - August 1960; Atlanta, August 1960 - March 1971.

"Q: Where were you born?

"A: London, England.

"Q: How long did you live there?

"A: 9 years.

"Q: Where did you live first when in this country?

"A: In New Jersey approximately one year. I spent most of my growing up time in Iowa.

"Q: You entered the Bureau July 1948 and left in March 1971?

"A: That is correct.

"Q: When was the King and SCLC case assigned to you?

"A: I believe it was the early part or spring of 1965.

"Q: How long had the investigation been going on before you got the case?

"A: I really am not sure - possibly a year; it might have been longer.

"A: How long did the investigation continue?

"A: I cannot actually recall.

"Q: Was it still going on when you left the Bureau?

"A: Yes, regarding the SCLC.

"Q: How long after King's death did the tap remain?

"A: I cannot be sure. It seems as though it was discontinued a short time after, however I believe it continued for a longer period of time on the SCLC.

"Q: Did you have any contact with news media or clergy regarding King, SCLC, or Levison?

"A: No.

"Q: What relationship was there with the Atlanta Police Department and what electronic surveillance did it have of King, SCLC, or Levison?

"A: Throughtout my entire period as agent in Atlanta I never had any information as to what electronic surveillance may have been conducted by the Atlanta Police Department. During the period of time I was concerned with King, SCLC, Levison there was no discussion to my knowledge of these matters with the Atlanta Police Department. Generally speaking the rapport with the police department was good.

"Q: Did you monitor the taps on King, SCLC?

"A: No.

"Q: What squad were you assigned to in the Atlanta Office?

"A: Security. More correctly it was referred to as the Security and Racial Squad.

"Q: Who else was assigned to this squad? Was there a man named Harding?

"A: Yes.

"Q: What was his first name?

"A: Charles.

"A: Who else was assigned?

"A: Your friend Murtaugh, a Richard Davis.

"At this point the writer stated he preferred not to name additional personnel simply because he did not wish to feel that they might subsequently be interviewed as a result. The writer stated he was confident that Siedel or his agency had already been furnished all of these names by Mr. Murtaugh. He was informed that in the writer's opinion the Bureau was fully able and capable of furnishing this information. Siedel opined it would be a waste of government money to subpoena the writer to Washington in order to obtain these names.

"Q: Did you develop any evidence relating to Levison's CP connections?

"A: No.

"Q: Did you read reports from New York regarding Levison?

"A: Yes.

"Q: Did those reports set forth information from taps and bugs?

"A: The reports did not state source of information.

"Q: Did you know the information came from taps (or bugs)?

"A: I did not know directly but presumed that it did.

"Q: What type of work was the Security Squad in Atlanta concerned with?

"A: That squad primarily handled matters in the security category, racial matters, and also civil rights matters.

"Q: What kind of matters constituted racial matters besides SCLC?

"A: The investigation of SCLC was not a racial matter. It was concerned with possible communist influence of the organization. The Ku Klux Klan was a racial matter because it involved pressures between white and black persons.

"Q: What organizations or individuals were investigated in the security category?

"A: I have had no contact with Bureau matters for over four years. At this time I have no knowledge what effect my answer to your question might have upon the current status of any matter of concern to the Bureau.

"Siedel essentially repeated his question and endeavored to explain that he had no desire to affect the Bureau's investigative status.

"The writer advised his answer to the question remained as above. At this point Siedel suggested the writer might wish to consult Mr. Phillips which was done.

"Writer consulted privately with Phillips. After which Phillips entered the writer's office and told Siedel that if he was seeking the Bureau's policy relative to security, racial and civil rights investigations, same was in the Bureau's manuals available to the Committee. At this point Siedel said he was not after policy but names of specific persons and organizations the writer would now recall were under investigation.

"The writer restated former answer to this question and explained to Siedel that he did not consider himself so

naive to suppose that any of the information given to Siedel would not at some future time appear in print. To which Siedel stated he would not be personally responsible therefore. Siedel was informed the writer was not necessarily stating he would be personally responsible therefore. Siedel pointed out that he could not require a different answer to this question at the present time but went on to explain the writer could be subpoenaed for this purpose for open or closed testimony.

"Q: During the course of these investigations did you ever alter or fabricate any document previously prepared?

"A: No.

"Q: Do you know of such having been done in the Atlanta Office?

"A: No.

"Q: Do you know of a tape recording pertaining to King which was sent to Mrs. King?

"A: Not during that period. It seems I might have heard such an allegation but there has been so much material news media wise the past year or two, I actually cannot be sure whether I read of such an allegation or might have heard it said. In any case so far as I am concerned it was hearsay.

"Q: What was your participation in COINTELPRO investigations and what did they cover while you were in the Atlanta Office?

"A: I left the Bureau over four years ago and have absolutely no knowledge of what might be the present status of any investigation by the Bureau past or present. I feel very strongly that any answer I might give could conceivably adversely affect the Bureau's investigative position. For this reason I decline to discuss this matter.

Siedel stated the Bureau had recently stated it had discontinued COINTELPRO. The writer advised he was not aware of this; that his answer above remained the same.

"Q: Do you know of any effort by the Bureau to influence a political campaign?

"A: No."

In addition to the foregoing verbatim statement, Sentinella also voluntarily furnished to the FBI several observations, the following of which may be of interest:

"1. Siedel obviously was attempting to verify allegations made by other individuals.

"2. All of his questions appeared to have been previously prepared in writing.

"3. At one point he commented he was conducting this interview for a colleague (not named).

"4. Siedel did not appear satisfied with the results of the interview. It is presumed he considers the writer's cooperation to be minimal.

"5. As Siedel prepared to depart he was informed that during 23 years as an agent the writer suffered some adverse administrative action; that these ultimately proved to be experiences from which the writer profited. He was told the writer had "no axe to grind" regarding the Bureau and no intent or desire to accomplish any questionable literary fame."

The individual who interviewed Sentinella was SSC Staff Member Lester B. Seidel, not Siedel, as indicated in Sentinella's statement.

The King referred to in Sentinella's statement is the late Martin Luther King, Jr., subject of prior investigation by the FBI. The Levison referred to is Stanley David Levison, also subject of prior FBI investigation. The SCLC referred to is the Southern Christian Leadership Conference, an organization which was headed by King. The Murtaugh referred to is Arthur Leo Murtagh who was an SA of the FBI from April 16, 1951, until his retirement on September 25, 1971.

SENATE SELECT COMMITTEE (SSC) ON INTELLIGENCE ACTIVITIES

RE: INTERVIEW OF RETIRED FBI SPECIAL AGENT (SA)

NOTE:

Original and one copy to the AG, copy for forwarding to James A. Wilderotter, Associate Counsel to the President. Information herein taken from Sentinella's verbatim statement and from a separate statement containing his observations, both of which he voluntarily mailed to S. F. Phillips of the Senstudy 75 Project. The procedure of furnishing the AG an extra copy for forwarding to Wilderotter has been established through liaison by P. V. Daly of the Legal Counsel's Office with the AG's Office.

Atlanta, Georgia
May 12, 1975

Interview by Lester B. Siedel, (Sid), representative of Senate Select Committee of Alan G. Sentinella. Interview commenced 12:24pm, terminated 2:20pm. Siedel at the outset identified self via credential as representative of aforementioned Committee.

Mr. Siedel introduced by writer to Mr. Seymor Phillips of the FBI. The writer explained to Siedel that following his telephone conversation, 5/9/75, during which he stated he was interested in discussing matters related to the King and Levison cases it was felt that such discussion might involve issues currently sensitive to the Bureau. Accordingly the Atlanta Office was contacted and subsequently the writer was contacted by Robert Olmert of the Bureau. Mr. Olmert advised that if it was desired the Bureau would make available a representative not for the purpose of participating in the interview but to be available for advice. The writer stated he was interested in obtaining such assistance. Accordingly during the morning of 5/12/75 Mr. Seymor Phillips contacted the writer.

This is dictated immediately following interview by Siedel. No effort is herein made to follow the chronology of questions presented by Siedel. During the interview no notes or recording were made by writer. Will use "Q" for question and "A" for answer. Questions (Q) were asked by Siedel and answers (A) were given by writer.

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A: Matters relating to the King investigation were discussed by individuals concerned therewith. I have no recollection during the period I was connected with the investigation that it was discussed by everybody like the previous night's ballgame might have been.

62-116395-225

Q: Shortly after King received the Nobel Prize did a Bureau official William Sullivan come to Atlanta?

A: It is my recollection King received the Nobel Prize sometime before the case was assigned to me. I do not remember if Bureau official William Sullivan visited Atlanta.

Q: Did Sullivan have any contact with Ralph McGill concerning King?

A: I do not know.

Q: Were taps (telephone) and bugs (microphone) used by Atlanta in connection with King?

A: A tap (telephone) was utilized re King at his SCLC office and his residence.

Q: When were the bugs (microphone) utilized?

A: There were none.

Q: What was the purpose of the investigation of King?

A: To determine whether King and/or SCLC were influenced by persons or groups having communist tendencies.

Q: Did you feel the investigation was worthwhile?

A: I don't recall that I ever asked myself that question. It was an assignment made by my employer and my responsibility to handle it.

Q: How did other agents feel about the illegal use of these taps?

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A: Yes on several occasions.

Q: How many occasions?

A: I cannot recall.

Q: How long were you in Atlanta?

A: August 1960 - March 1971.

Q: What other offices did you serve in and when?

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A: 9 years.

Q: Where did you live first when in this country?

A: In New Jersey approximately one year. I spent most of my growing up time in Iowa.

Q: You entered the Bureau July 1948 and left in March 1971?

A: That is correct.

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Q: What was his first name?

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A: Who else was assigned?

A: Your friend Murtaugh, a Richard Davis.

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Q: Do you know of any effort by the Bureau to influence a political campaign?

A: No.

Atlanta, Georgia
May 12, 1975

WRITER'S OBSERVATIONS

1. Siedel obviously was attempting to verify allegations made by other individuals.

2. All of his questions appeared to have been previously prepared in writing.

3. At one point he commented he was conducting this interview for a colleague (not named).

4. Siedel did not appear satisfied with the results of the interview. It is presumed he considers the writer's cooperation to be minimal.

5. As Siedel prepared to depart he was informed that during 23 years as an agent the writer suffered some adverse administrative action; that these ultimately proved to be experiences from which the writer profited. He was told the writer had "no axe to grind" regarding the Bureau and no intent or desire to accomplish any questionable literary fame."

6. Upon departing Siedel inquired as to the proximity of the Equitable Building (office building) and the First National Bank of Atlanta (also office building). Any significance to these locations was not apparent to the writer. When informed that banking hours terminated at 4:00pm Siedel made no comment.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 22 1975

TELETYPE

Assoc. Dir.	
Dep.-A.D.-Adm.	
Dep.-A.D.-Inv.	
Asst. Dir.:	
Admin.	
Comp. Syst.	
Ext. Affairs	
Files & Com.	
Gen. Inv.	
Ident.	
Inspection	
Intell.	
Laboratory	
Plan. & Eval.	
Spec. Inv.	
Training	
Legal Coun.	
Telephone Rm.	
Director Sec'y	

NR004 AP PLAIN

6:03PM NITEL 5-22-75 FXH

TO: DIRECTOR (62-116395)

FROM: ALBUQUERQUE (66-1029)

SENSTUDY 1975.

REMYTELCALL, MAY 22, 1975.

ON MAY 21, 1975, SAM PAPICH, DIRECTOR, NEW MEXICO GOVERNOR'S COMMISSION ON ORGANIZED CRIME (FORMER SPECIAL AGENT, FBI), ADVISED HE IS TO APPEAR BEFORE THE CHURCH COMMITTEE IN WASHINGTON, D. C., ON THURSDAY, MAY 29, 1975.

END

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY

EX-108

REC-25 62-116395-224

JUN 10 1975

PERSONNEL RECORDS UNIT

Records cc 67-176751 (Papich)

JUN 16 1975

PERS. REC. UNIT

JUN 23 1975

On this envelope ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/lw

62-116395-223

ENCLOSURE

FD-291 (Rev. 11-1-73)

EMPLOYMENT AGREEMENT

As consideration for employment in the Federal Bureau of Investigation (FBI), United States Department of Justice, and as a condition for continued employment, I hereby declare that I intend to be governed by and I will comply with the following provisions:

(1) That I am hereby advised and I understand that Federal law such as Title 18, United States Code, Sections 793, 794, and 798; Order of the President of the United States (Executive Order 11652); and regulations issued by the Attorney General of the United States (28 Code of Federal Regulations, Sections 16.21 through 16.26) prohibit loss, misuse, or unauthorized disclosure or production of national security information, other classified information and other nonclassified information in the files of the FBI;

(2) I understand that unauthorized disclosure of information in the files of the FBI or information I may acquire as an employee of the FBI could result in impairment of national security, place human life in jeopardy, or result in the denial of due process to a person or persons who are subjects of an FBI investigation, or prevent the FBI from effectively discharging its responsibilities. I understand the need for this secrecy agreement; therefore, as consideration for employment I agree that I will never divulge, publish, or reveal either by word or conduct, or by other means disclose to any unauthorized recipient without official written authorization by the Director of the FBI or his delegate, any information from the investigatory files of the FBI or any information relating to material contained in the files, or disclose any information or produce any material acquired as a part of the performance of my official duties or because of my official status. The burden is on me to determine, prior to disclosure, whether information may be disclosed and in this regard I agree to request approval of the Director of the FBI in each such instance by presenting the full text of my proposed disclosure in writing to the Director of the FBI at least thirty (30) days prior to disclosure. I understand that this agreement is not intended to apply to information which has been placed in the public domain or to prevent me from writing or speaking about the FBI but it is intended to prevent disclosure of information where disclosure would be contrary to law, regulation or public policy. I agree the Director of the FBI is in a better position than I to make that determination;

(3) I agree that all information acquired by me in connection with my official duties with the FBI and all official material to which I have access remains the property of the United States of America, and I will surrender upon demand by the Director of the FBI or his delegate, or upon separation from the FBI, any material relating to such information or property in my possession;

(4) That I understand unauthorized disclosure may be a violation of Federal law and prosecuted as a criminal offense and in addition to this agreement may be enforced by means of an injunction or other civil remedy.

I accept the above provisions as conditions for my employment and continued employment in the FBI. I agree to comply with these provisions both during my employment in the FBI and following termination of such employment.

______________________________ (Signature)

______________________________ (Type or print name)

Witnessed and accepted in behalf of the Director, FBI, on

______________, 19____, by ______________________________.
(Signature)

STANDARD FORM 61
REVISED SEPTEMBER 1970
U.S. CIVIL SERVICE COMMISSION
F.P.M. CHAPTER 295
61-107

OMB APPROVAL NO. 50-R0118

APPOINTMENT AFFIDAVITS

(Position to which appointed) | (Date of appointment)

JUSTICE | FBI | WASHINGTON, D. C.

(Department or agency) | (Bureau or division) | (Place of employment)

I, ______________________________, do solemnly swear (or affirm) that—

A. OATH OF OFFICE

I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God.

B. AFFIDAVIT AS TO STRIKING AGAINST THE FEDERAL GOVERNMENT

I am not participating in any strike against the Government of the United States or any agency thereof, and I will not so participate while an employee of the Government of the United States or any agency thereof.

C. AFFIDAVIT AS TO PURCHASE AND SALE OF OFFICE

I have not, nor has anyone acting in my behalf, given, transferred, promised or paid any consideration for or in expectation or hope of receiving assistance in securing this appointment.

(Signature of appointee)

Subscribed and sworn (or affirmed) before me this ______ day of ______________ A.D. 19____,

at ______________ WASHINGTON, D. C.

(City) | (State)

[SEAL]

(Signature of officer)

Commission expires______________

(If by a Notary Public, the date of expiration of his Commission should be shown)

(Title)

NOTE.—*The oath of office must be administered by a person specified in 5 U.S.C. 2903. The words "So help me God" in the oath and the word "swear" wherever it appears above should be stricken out when the appointee elects to affirm rather than swear to the affidavits; only these words may be stricken and only when the appointee elects to affirm the affidavits.*

GPO : 1970 O - 408-925

3-26 (Rev. 3-20-64)

Director
Federal Bureau of Investigation
United States Department of Justice
Washington, D. C. 20535

(Place) ____________________

(Date) ____________________

Dear Sir:

Having received an appointment for a position as Special Agent in the Federal Bureau of Investigation, United States Department of Justice, I hereby **agree and affirm** that I shall be governed by the following **conditions:**

1. I am required to proceed at my own expense to Washington, D. C., where I shall take the oath of office and enter on duty.

2. That my appointment is a probationary one.

3. That I shall remain on duty for a minimum period of three years, contingent upon a satisfactory work record.

4. That my retention in the Federal Bureau of Investigation is dependent upon the performance of satisfactory services, and if my services are deemed unsatisfactory it is understood that my employment may be discontinued at any time and that I shall not receive transportation to my home, or to any other point, at Government expense.

5. I may be sent to any part of the continental or territorial United States that the exigencies of the Bureau's work may require; that my headquarters may be fixed in some jurisdiction other than that in which I have heretofore resided; that my headquarters may be changed as the work of the Bureau may require and that no transfer will be made from one station to another for personal reasons.

6. That the **confidential character** of the relations of the employees of the Federal Bureau of Investigation with the public is fully understood by me, and that the **strictly confidential character** of **any and all information secured by me,** in connection directly or indirectly with my work as a Special Agent, or the work of other employees of which I may become cognizant, is fully understood by me, and that **neither during my tenure of service** with the Federal Bureau of Investigation **nor at any other time shall I violate this confidence,** and **I agree and affirm** that I shall **not divulge** any information of any kind or character whatsoever that may become known to me, to persons **not officially entitled** thereto at any time.

I understand all of the foregoing and the conditions specified herein are agreeable to me **without reservation of any kind. I agree and affirm** that I shall abide by the foregoing conditions, and I am fully cognizant that the provisions mentioned above are to be complied with by me and they are a **part of my appointment.**

Very truly yours,

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RW

FD-375 (Rev. 8-28-72)

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Date:

Director
Federal Bureau of Investigation
Washington, D. C. 20535

TRAINING AGREEMENT

In consideration for the following specialized training which will result in considerable time and expense to the Federal Bureau of Investigation (FBI), I, ______________________________, agree to remain in the service of the FBI (or Department of Justice, as to final item below) for the time specified, contingent upon my maintaining a satisfactory work record.

☐ So that I may receive training in **classifying, searching, and filing of fingerprints,** I agree to remain in the service of the FBI performing fingerprint duties for at least one year from this date. I understand that I may be assigned, consistent with the demands of the service, to work at night.

☐ So that I may receive training in ☐ **stenographic** ☐ **typing skills,** I agree to remain in the FBI for a minimum of one year after completion of training. In addition, I agree to accept any assignment in any division at FBIHQ or Washington Field Office consistent with such needs for my services.

☐ So that I may receive training in ☐ **automatic data processing equipment** ☐ **cryptanalytics,** I agree to remain in the FBI one year after completion of formal training.

☐ So that I may receive training in a **foreign language,** I agree to remain in the FBI for three years after I successfully complete this training.

☐ So that I may receive **advanced training in maintenance and repair of FM radio equipment,** I agree to remain in the service of the FBI for at least one year following completion of the training.

☐ So that I may receive training under the Government Employees Training Act to be given me at ______________________________, I agree to remain in the Department of Justice for a minimum of ______________________________ after completion of training. If I voluntarily leave the Department before expiration of that period, I will pay the Government the amount of the additional expenses paid by it for the above-mentioned training.

____
Signature

Application for Employment
FD-140 (Rev. 10-16-73)

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE
WASHINGTON, D. C. 20535

Date

NOTICE: Application must be typewritten or clearly printed in black ink. All questions must be answered, if applicable. If not, indicate NA (not applicable). Applications which are not complete and legible will not be considered. If space provided is not sufficient for complete answers, or you wish to furnish additional information, attach sheets of the same size as this application, and number answers to correspond with questions.

Check Position Applied For:

☐ Special Agent
☐ Special Agent (Accountant)
☐ Radio Maintenance Technician *
☐ Laboratory Aid or Technician
☐ Translator
☐ Nurse
☐ Clerk-Stenographer
☐ Clerk-Typist
☐ Clerk (See Item 4, page 2 on Fingerprint Clerk position)
☐ Other ____

* Applicants for this position must complete "Questionnaire for Radio Maintenance Technician Position."

1. PERSONAL HISTORY

a. Name in full (Last, first, middle)

b. Social Security Number

c. List all other names you have used including nicknames; if female, furnish maiden name. If you have ever used any surnames other than your true name, during what period and under what circumstances were these names used? If you have ever legally changed your name, give date, place, and court.

d. Birth date (Month, day, year)

Place of birth

e. Are you a U. S. citizen? ☐ Yes ☐ No Naturalized? ☐ Yes ☐ No Derivative? ☐ Yes ☐ No

Naturalization # ____ ____ Place Date Court

Explain derivative citizenship ____

2. MARITAL STATUS

☐ Single ☐ Married ____ Date ____ Place of Marriage No. of Children ____

☐ Widowed ☐ Divorced ☐ Separated ____ Date ____ Place of Divorce or Legal Separation ____ Court (See Section 13k)

3. RESIDENCES

a. Present Residence Address: (Apartment, street, city, state, zip code)

Telephone Numbers:

Residence ____

Business ____

b. Complete address to which you wish mail or telegram sent (include zip code and telephone number if different from above)

c. List chronologically ALL of your residences in the past 10 years (include addresses while attending school if away from home and all military addresses including any off military base).

Dates From Mo.	Day	Yr.	To Mo	Day	Yr.	Apt. #	Street Address	City	State

The Federal Bureau of Investigation is an equal opportunity employer.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RL

4. AVAILABILITY OF APPLICANT

a. Have you previously submitted an application for employment with the Federal Bureau of Investigation?
☐ No ☐ Yes Date ________ Place ________

b. Are you willing to proceed to Washington, D. C., or other duty station, at your own expense? ☐ Yes ☐ No

c. Will you accept a lesser position if no vacancy exists or you fail to qualify for the position sought? ☐ Yes ☐ No

d. Are you interested in appointment as Fingerprint Clerk GS 3 at Washington, D. C.?
☐ Yes ☐ No You must understand that regardless of preference, appointment may be as Fingerprint Clerk GS 3 or Clerk GS 2 since assignments must be based on qualifications of appointees and vacancies.

e. If appointed to a clerical position, I am willing to serve a minimum period of one year. ☐ Yes ☐ No

f. If appointed as a Special Agent or Radio Maintenance Technician, are you willing and prepared to accept assignment or transfer to any part of the United States or Puerto Rico for either temporary or permanent duration? ☐ Yes ☐ No

g. If appointed as a Special Agent, I agree to serve a minimum period of three years and completely understand that I must be available for assignment wherever my services are needed. ☐ Yes ☐ No

h. Earliest date available for employment.

i. How much notice of reporting date do you need?

5. EDUCATION

a.

Name of School	Location	Dates From Mo.	Day	Yr.	To Mo.	Day	Yr.	Course Pursued	Degrees or Diplomas
High Schools									
Colleges									
Graduate School									
Miscellaneous									

b. Were you ever dismissed from a school, or was any disciplinary action including scholastic probation ever taken against you during your scholastic career?

☐ No ☐ Yes ________ School ________ Date ________ Type of Action

c. List awards, honors, citations, positions held in school organizations, athletic endeavors, and any other special recognition you received while attending school.

d. List any special abilities, interests, sports or hobbies with degree of proficiency.

e. Indicate your proficiency in each phase of each foreign language listed as "slight," "good," "fluent."

Name of Language	Speak	Understand	Read	Write

f. Are you a member of the bar?
☐ No ☐ Yes Date(s) ________ State(s) ________

g. Are you a certified public accountant?
☐ No ☐ Yes Date(s) ________ State(s) ________

h. Are you a licensed automobile operator?
☐ No ☐ Yes State(s) ________

Driver's License # ________

6. EMPLOYMENT

List chronologically all employments, including summer and part-time employments while attending school. All time must be accounted for. If unemployed for a period, indicate, setting forth dates of unemployment.

Name and Address of Employer	Dates From Mo.	Day	Yr.	To Mo.	Day	Yr.	Salary	Position and Kind of Work	Name of Supervisor	Reason for Leaving
a. Name										
Address										
City & State										

6. EMPLOYMENT

List chronologically all employments, including summer and part-time employments while attending school. All time must be accounted for. If unemployed for a period, indicate, setting forth dates of unemployment.

Name and Address of Employer	Dates						Salary	Position and Kind of Work	Name of Supervisor	Reason for Leaving
	From			To						
	Mo.	Day	Yr.	Mo.	Day	Yr.				
b. Name Address City & State										
c. Name Address City & State										
d. Name Address City & State										
e. Name Address City & State										
f. Name Address City & State										

g. Have you ever been dismissed or asked to resign from any employment or position you have held? ☐ No ☐ Yes

Employer's Name ______ Date ______ Reason ______

h. Are you now or have you ever been employed by an agency of the Federal Government? (Include part-time employment.) ☐ No ☐ Yes

From ______ To ______ Agency ______ Location ______

i. Do you have any sources of income other than your salary or that of your spouse? ☐ No ☐ Yes

Specify each with amount ______

7. MILITARY RECORD

a. Are you registered for Selective Service? ☐ No ☐ Yes

Selective Service # ______ Lottery # ______ Local Board # ______ City ______ State ______

b. What is your current classification?

Have you received any notice indicating you may be called into the Armed Forces in the near future? ☐ No ☐ Yes

If so, give approximate date.

c. If ever classified 1-Y (registrant qualified for military service only in time of war or national emergency) or 4-F (registrant not qualified for any military service), furnish reasons.

d. Have you ever served on active duty in the Armed Forces of the United States? ☐ No ☐ Yes

Highest rank attained ______ Date commissioned, if applicable ______

e. Branch of military service

f. Serial number

g. Dates of active duty (month, day & year) From To

h. Type of Discharge

Basis for Discharge

i. Member of Reserve? ☐ No ☐ Yes ☐ Ready ☐ Standby

Service Branch ______

j. Was any type of disciplinary action taken against you in the service?
☐ No ☐ Yes Nature of:

k. National Guard ☐ Present ☐ Former ☐ None
If you attend drills, meetings, or camps, give name of unit and location.

Summer camp attendance: From __________ To __________
Where __________

l. Do you claim veterans preference? ☐ No ☐ Yes Basis: ☐ Active duty between 12-7-41 and 7-1-55 ☐ Active duty subsequent to 1-31-55 in excess of 180 consecutive days ☐ Service-connected disability ☐ Wife ☐ Widow ☐ Mother

8. REFERENCES

Give three references (not relatives, former or present employers, fellow employees or school teachers) who are responsible adults of reputable standing in their communities, such as property owners, business or professional men or women including your physician, if you have one, **who have known you well for at least five years**, preferably those who have known you during the past five years. If retired, give former occupation.

Complete name		Addresses:
		Residence __________
No. yrs. acq.	Occupation	Business __________
Complete name		Addresses:
		Residence __________
No. yrs. acq.	Occupation	Business __________
Complete name		Addresses:
		Residence __________
No. yrs. acq.	Occupation	Business __________

Give three social acquaintances in your own age group including both sexes.

Complete name		Addresses:
		Residence __________
No. yrs. acq.	School or Occupation	School or Business __________
Complete name		Addresses:
		Residence __________
No. yrs. acq.	School or Occupation	School or Business __________
Complete name		Addresses:
		Residence: __________
No. yrs. acq.	School or Occupation	School or Business __________

9. FOREIGN TRAVEL - (MILITARY SERVICE, RESIDENCE, VISIT)

a. Have you ever visited or resided in any foreign country (including travel in the Armed Forces of the U. S.)? ☐ No ☐ Yes

Passport # __________ Date issued __________ Place issued __________

Countries Visited	Dates						Reason for Travel
	From			To			
	Mo.	Day	Yr.	Mo.	Day	Yr.	

b. Have you ever served in the Armed Forces of a foreign country? ☐ No ☐ Yes
(Specify countries; dates)

c. Do you or any members of your immediate family, including in-laws, have any relatives now residing outside the United States (except those in the Armed Forces of the United States or those employed by the United States Government living abroad)? ☐ No ☐ Yes. If so, list below and furnish degree of association and contact you and members of your immediate family have with these relatives.

Name	Relation	Age	City	Country	Citizen of what Country

10. CREDIT RECORD

a. Has your credit record ever been considered unsatisfactory, or have you ever been refused credit? ☐ No ☐ Yes
(If "yes," give dates, places, names of creditors and circumstances.)

b. Are you indebted to anyone? ☐ No ☐ Yes
(List any debt over $100. Also list any debt, regardless of the amount, where payment is past due.)

Creditor	Address	Amount	Loan or Acct. #

11. COURT RECORD

a. Have you ever been arrested or charged with any violation including traffic, but not parking tickets? ☐ No ☐ Yes
(List all such matters even if not formally charged, or no court appearance, or found not guilty, or matter settled by payment of fine or forfeiture of collateral.)

Date	Place and Department	Charge	Final disposition	Details

b. Has any member of your family or close relative (including in-laws) ever been arrested for other than traffic violations? ☐ No ☐ Yes

Name	Relation	Date	Place	Charge	Final Disposition

c. Have you ever been a plaintiff or defendant in a court action including divorce actions? ☐ No ☐ Yes (Give date, place, court, names of parties involved, nature of action, and final disposition.)

12. ORGANIZATION MEMBERSHIP

a. Are you now, or have you ever been a member of any club, society or organization? ☐ No ☐ Yes. If yes, list below, do not abbreviate.

Name	City and State	Former	Present (List position held and extent of activity)

b. Are you now, or have you ever been a member of the Communist Party, U.S.A., or any communist or fascist organization? ☐ No ☐ Yes

c. Are you now or have you ever been a member of any foreign or domestic organization, association, movement, group, or combination of persons which is totalitarian, fascist, communist, or subversive, or which has adopted, or shows a policy of advocating or approving the commission of acts of force or violence to deny other persons their rights under the Constitution of the United States, or which seeks to alter the form of Government of the United States by unconstitutional means? ☐ No ☐ Yes
(If answer to any of these is "Yes," explain fully.)

13. RELATIVES

All applicants must give complete information concerning their relatives. If you have been married more than once, give the requested information concerning each former husband or wife. Furnish similar information, including date and place of action, for any members of your immediate family who have been divorced. Even though a relative is deceased, give all the information requested, and indicate last residence and year of death. Include stepbrothers and sisters, half brothers and sisters. If you or your spouse have stepparents, legal guardians or others who have reared you instead of your parents, the requested information should be furnished concerning them, as well as your real parents. If you are engaged to be married or contemplating marriage in the near future, complete information must be included under sections c, h, i and j regarding your future husband or wife and future in-laws, and clearly show that such relationship is a future one.

Complete Name, including Middle Name (no initials) ; Complete Address	Occupation & Name & Address of Firm where Employed	Naturalization or Alien Registration Number, Date and Place of Naturalization, if applicable
a. Father Address Birth date / Place of birth		
b. Mother (Include maiden name) Address Birth date / Place of birth		
c. Wife or Husband (If wife, include maiden name) Address Birth date / Place of birth		
d. Children Address Birth date / Place of birth		
Name Address Birth date / Place of birth		
Name Address Birth date / Place of birth		

13. RELATIVES (Continued)

Complete Name, including Middle Name (no initials); Complete Address		Occupation & Name & Address of Firm where Employed	Naturalization or Alien Registration Number, Date and Place of Naturalization, if applicable
e. Brothers			
Address			
Birth date	Place of birth		
Name			
Address			
Birth date	Place of birth		
Name			
Address			
Birth date	Place of birth		
f. Sisters			
Address			
Birth date	Place of birth		
Name			
Address			
Birth date	Place of birth		
Name			
Address			
Birth date	Place of birth		
g. Wives (including maiden names) and Husbands of Brothers & Sisters			
Address			
Birth date	Place of birth		
Name			
Address			
Birth date	Place of birth		

13. RELATIVES (Continued)

Complete Name, including Middle Name (no initials); Complete Address	Occupation & Name & Address of Firm where Employed	Naturalization or Alien Registration Number, Date and Place of Naturalization, if applicable
g. Wives and Husbands of Brothers & Sisters (Continued) Address Birth date / Place of birth		
Name Address Birth date / Place of birth		
Name Address Birth date / Place of birth		
h. Father-in-law Address Birth date / Place of birth		
i. Mother-in-law (Include maiden name) Address Birth date / Place of birth		
j. Brothers & Sisters of your Husband or Wife Address Birth date / Place of birth		
Name Address Birth date / Place of birth		
Name Address Birth date / Place of birth		

13. RELATIVES (Continued)

Complete Name, including Middle Name (no initials); Complete Address		Occupation & Name & Address of Firm where Employed	Naturalization or Alien Registration Number, Date and Place of Naturalization, if applicable
j. Brothers & Sisters of your Husband or Wife (Continued)			
Address			
Birth date	Place of birth		
k. Other relatives with whom you have resided for an extended period of time (indicate relation, including name and present location of ex-spouses)			
Address			
Birth date	Place of birth		
Name			
Address			
Birth date	Place of birth		

14. RELATIVES EMPLOYED BY THE GOVERNMENT

List the complete names of any of your close relatives (including in-laws) who are employed in the Federal Government.

Complete Name	Relation	Agency by which Employed	Location

15. FRIENDS OR ACQUAINTANCES EMPLOYED BY THE FEDERAL BUREAU OF INVESTIGATION

Complete Name	Location	Length of Acquaintance

16. RELATIVES FORMERLY EMPLOYED BY THE FEDERAL BUREAU OF INVESTIGATION

Complete Name under which Employed	Current Address	Relationship

ALL APPLICANTS

Attach an unmounted full face photograph of yourself, not larger than 2¾ x 2½ inches. Print your name plainly on the back of the photograph. The photograph must have been taken not more than 3 months prior to the date of this application.

17. PHYSICAL DATA

a. Height without shoes

Weight without clothes

b. Do you now have or have you ever had any of the following: nervous, mental, or emotional disorder of any sort; tuberculosis; epilepsy, fainting spells or severe headaches; diabetes; ulcers; rheumatic fever or heart disease; or asthma? ☐ No ☐ Yes
(If "yes" identify, describe, and give dates)

c. Do you now have or have you ever had any chronic or serious illnesses; or have you ever had any serious operations or injuries? ☐ No ☐ Yes
(If "yes" describe and give dates)

d. Have you ever been hospitalized? ☐ No ☐ Yes

Dates			Hospital	Location	Reason
Mo.	Day	Yr.			

e. Describe any past or present physical handicap, defect, or disability not previously covered, but including extent of defective vision, if any, with and without glasses (Snellen) and deficiencies in color vision and hearing.

f. How many days have you lost from work or school due to illness during the past five years?

Nature of illness(es)

g. Have you ever received, is there pending, have you applied for, or do you intend to apply for pension or compensation for existing disability? ☐ No ☐ Yes
(If "yes," specify what kind, granted by whom, and what amount, when, why. If applicable, include Veterans' Administration claim number.)

h. Special Agent Applicants Only: Do you have any physical defects such as, but not limited to, a bone, joint, or other deformity or loss of finger, which would preclude unrestricted, regular participation in all phases of the FBI's firearms training, physical training and defensive tactics? ☐ No ☐ Yes
(If "yes" describe)

I understand that all appointments are probationary for a period of one year during which I must demonstrate my fitness for continued employment by the Federal Bureau of Investigation. I also understand that, in many parts of the Bureau, it has been necessary to establish regular night and midnight shifts in view of which I must be available for such assignments as the needs might require. I further understand that any appointment tendered me will be contingent upon the results of a complete character and fitness investigation, and I am aware that wilfully withholding information or making false statements on this application will be the basis for dismissal from the Federal Bureau of Investigation, and constitutes a violation of Section 1001, Title 18, U. S. Code. I agree to these conditions and I hereby certify that all statements made by me on this application are true and complete, to the best of my knowledge.

Signature of Applicant as Usually Written (Do not use nickname)

GPO: 1974 - 538-864

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 6/4/75

Caption of Document: U.S. Senate Select Committee to Study Govt. Operations with Respect to Intelligence Activities; Re:Request Pertaining to Electronic Surveillance;Other Specific FBI Practices and Programs; Policies and Procedures

Originating Office: FBI

Delivered by: Paul V Daly Date: 6/9/75

Received by: Mark Gitenstein

Title: Prof. Staff member

Return this receipt to the Intelligence Division, FBI

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/Rw

2 - Mr. J. A. Mintz
(1 - Mr. J.B. Hotis)
1 - Mr. E. W. Walsh

The Attorney General

June 4, 1975

1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

Director, FBI

UNITED STATES SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

Reference is made to a letter from the SSC dated May 14, 1975, and appendices thereto, requesting certain documents and other information from the FBI.

Attached for your approval and forwarding to the Committee is the original of a memorandum and enclosures which constitute a partial response covering a number of the requests set forth in referenced letter and its appendices. A copy of this memorandum and of the enclosures thereto are submitted for your records.

Enclosures - 12

62-116395

ALL INFORMATION CONTAINED
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DATE 1-19-01 BY SP2ALM/RW

1 - The Deputy Attorney General
Attention: K. William O'Connor
Special Counsel for
Intelligence Coordination

REC-100 62-116395-323

SFP:FMK:rbs/fmk
(10)

17 JUN 13 1975

ENCLOSURE

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Director Sec'y

84 JUN 16 1975 MAIL ROOM ☐ TELETYPE UNIT ☐

GPO 954-546

2 - Mr. [illegible].A. Mintz
(1 - Mr. J.B. Hotis)
1 - Mr. E. W. Walsh
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

62-116395

June 4, 1975

U.S. SENATE SELECT COMMITTEE TO STUDY
GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES

RE: REQUEST PERTAINING TO ELECTRONIC SURVEILLANCE

OTHER SPECIFIC FBI PRACTICES AND PROGRAMS

POLICIES AND PROCEDURES

Reference is made to letter dated May 14, 1975, to the Attorney General from the Chairman of captioned Committee, and appendices thereto, which requested certain documents and other information from the FBI.

Appendices C and D contain requests for the current office of assignment or last known address for a number of FBI employees. Set out below under appropriate headings relating to the specific request headings and numbers is the desired information, as well as information concerning the tenure of FBI service of all the employees involved.

Appendix C - Item 30

a.) Leo Badgley App, Jr.
Entered on duty (EOD) as Special Agent (SA), June 17, 1957
Assigned Portland Field Office (FO) since December 1, 1959

b.) Edgar O. Ingalls, Jr. (Ingles on your request)
EOD as SA, March 21, 1966
Assigned Portland FO since August 7, 1970

Appendix D - Item 11

a.) Robert L. Tagg
EOD as SA, November 8, 1950
Assigned Omaha FO since January 19, 1973

ENCLOSURE 62-116395-283

SFP:FMK:rbs/fmk
(9)

SEE NOTE PAGE 5

Assoc. Dir. ___
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Dep. AD Inv. ___
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MAIL ROOM ☐ TELETYPE UNIT ☐

This document is prepared in response to your request and is not for dissemination outside your Committee. Its use is limited to official proceedings by your Committee and the content may not be disclosed to unauthorized personnel without the express approval of the FBI.

b.) John D. Meade
EOD as SA, January 29, 1951
Assigned Philadelphia FO since January 17, 1966

c.) Bill D. Williams (Billie on your request)
EOD as SA, February 4, 1952
Assigned Special Agent in Charge, Kansas City FO since December 17, 1974

d.) John J. Creamer, Jr.
EOD as SA, September 13, 1954
Assigned Assistant Special Agent in Charge, Little Rock FO since May 1, 1975

e.) John J. Connolly
EOD as SA, July 7, 1947
Assigned Newark FO since March 30, 1963

f.) Marjorie Ann Mierzejewski (Mermejewski on your request)
EOD June 26, 1961
Assigned Newark FO since June 26, 1961

g.) Mary Ann Elizabeth Massa (Mass_ on your request)
EOD June 27, 1955
Assigned Newark FO since June 27, 1955

Appendix D - Item 12

a.) Harold F. Leinbaugh (Linebaugh on your request)
EOD as SA, October 20, 1947
Retired February 16, 1973, from FBI Headquarters
Last known address 1160 Wimbledon Drive, McLean, Virginia 22101

b.) Elmer Lee Todd
EOD as SA, December 11, 1950
Assigned Washington Field Office since January 31, 1955

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

RE: REQUEST PERTAINING TO ELECTRONIC SURVEILLANCE

Appendix D - Item 13

Rita Agnes Ambrosio
EOD July 19, 1939
Retired December 28, 1973
Last known address 1604 John Street, Fort Lee, New Jersey 07024

Thomas Jack Biamonte
EOD as SA, July 6, 1953
Assigned Rome 9/28/62

Olga Ciosa
EOD September 20, 1943
Resigned November 29, 1965
Last known address 10409 South Indiana Avenue, Chicago, Illinois 60628

Theodore Andrew Korontjis
EOD as SA, June 30, 1952
Assigned FBI Headquarters since March 15, 1975

Joseph C. Michela
EOD as SA, July 2, 1951
Assigned Rome 5/26/63 to 9/1/65 and 12/14/70 to present

Mildred E. Rick
EOD July 8, 1940
Retired June 28, 1974
Last known address 11030 113th Drive, Youngtown, Arizona 85363

Helen C. Spear
EOD April 23, 1951
Assigned Rome 5/6/62 to 1/12/67 and 4/23/71 to present

Appendix D - Item 18

a.) Robert G. Kunkel
EOD as SA, July 11, 1949
Assigned Special Agent in Charge, Alexandria FO, since March 22, 1974

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

RE: REQUEST PERTAINING TO ELECTRONIC SURVEILLANCE

b.) Courtland J. Jones
EOD as SA, October 6, 1941
Retired September 30, 1974
Last known address 6607 North 29th Street,
Arlington, Virginia 22213

c.) Ernest H. Belter
EOD as SA, July 19, 1943
Retired January 29, 1973
Last known address 616 Ednor Road, Silver Spring,
Maryland 20904

d.) James J. Gaffney
EOD as SA, March 5, 1951
Assigned Washington Field Office since January 29, 1962

Appendix D - Item 19

a.) Joseph A. Sizoo
EOD as SA, November 1, 1938
Retired May 19, 1972
Last known address 84A Pine Crescent, Whispering Pines,
North Carolina 28389

b.) Michael Joseph Rozamus
EOD as SA, November 3, 1947
Retired June 12, 1970
Last known address 6509 Gulf Drive, Holmes Beach,
Florida 33510

c.) Sterling B. Donahoe (Donahue on your request)
EOD as SA, January 6, 1941; Retired 6/29/73
Last known address 2813 Spiral Lane, Bowie, Maryland 20715

d.) Bernard A. Wells, Jr.
EOD as SA, June 6, 1949
Retired July 30, 1971
Last known address 5311 Montgomery Street,
Springfield, Virginia 22151

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

RE: REQUEST PERTAINING TO ELECTRONIC SURVEILLANCE

c.) Robert H. Haynes
EOD as SA, October 16, 1950
Retired March 28, 1975
Last known address 205 Northmoor Drive,
Silver Spring, Maryland 20901

Appendix D - Item 20

Alden F. Miller (Alan on your request)
EOD as SA, March 31, 1947
Assigned Atlanta FO since June 21, 1951

Appendix B, Item I-8 requested a sample of the confidentiality statement which FBI personnel are required to sign along with any other employment agreements currently in use. Attached are copies of the following documents responsive to this request:

1.) FD-291 Employment Agreement

2.) Standard Form 61 Appointment Affidavits

3.) 3-26 Form letter from FBI Special Agent appointee to FBI

4.) FD-375 Training Agreement

5.) FD-140 Application for Employment

Enclosures - 5
1 - The Attorney General

NOTE: Samples of the five forms currently in use furnished by Administrative Division.

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ____
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Dep. AD Inv. __
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Telephone Rm. __
Director Sec'y __

TO : Mr. J. B. Adams

DATE: June 2, 1975

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

ALL INFORMATION CONTAINED
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DATE 1-19-01 BY

On the morning of May 30, 1975, Mr. Robert Nichols (SA-Retired), and SA John Dennis Miller, Legal Analysis Office, met in Miller's office, prior to Nichol's appointment for interview by members of the staff of the Senate Select Committee.

Miller gave Nichols a copy of the Committee's rules at approximately 8:35 a.m. after Nichols stated he had not been given a copy by anyone else. He advised Nichols that nothing Miller was about to say was intended to or should be interpreted as an order or suggestion to be uncooperative with the Senate Select Committee or its staff.

Miller then advised Nichols he had the right to be represented by an attorney; if he is unable to retain an attorney, he should so advise the Committee staff and ask them to assist him in securing counsel; and the FBI could not provide the services of an attorney. Nichols said he understood.

REC-100 62-116395-222

Miller then escorted Nichols to the JEH Building where he met SAs Paul V. Daly and Seymor F. Phillips.

13
5 JUN ~~10~~ 1975

RECOMMENDATION:

For information

1 - Mr. Wannall
1 - Mr. Mintz
1 - Mr. Cregar
1 - Mr. Daly
1 - Mr. Hotis
1 - Personnel File 67-414885
(Former SA Robert Nichols)

JDM:eek
(8)

LEGAL COUNSEL

8 4 JUN 13 1975

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

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Director Sec'y ____

TO : Mr. J. B. Adams

DATE: 5-23-75

FROM : Legal Counsel

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY

SUBJECT: SENSTUDY 75

On the evening of 5-20-75 Deputy Assistant Attorney General K. William O'Conner telephonically advised SA Paul V. Daly of the Legal Counsel Division that the Department had reached a decision concerning the scope of testimony to be allowed in the Senate Select Committee interview of former SA Alan G. Sentinella. We previously had informed the Department that Mr. Sentinella was to testify pursuant to a subpoena before this Committee and that Department of Justice Order 501-73 requires we obtain Departmental approval before testimony may be given. We also informed the Department that Lester B. Seidel , staff member of the Senate Select Committee, had advised SA Daly that the scope of the intended interview of Sentinella would include knowledge Sentinella may have concerning the investigations of Martin Luther King, Stanley David Levinson, and the Southern Christian Leadership Conference (SCLC). Mr. Seidel also indicated that they would interview Sentinella concerning his activities between the years 1960 to 1971.

Mr. O'Conner advised SA Daly that the decision of Deputy Attorney General Harold R. Tyler; Assistant Attorney General Antonin Scalia, and Associate Deputy Attorney General Robert McDermott was that Sentinella was released insofar as the Department was concerned to only discuss three areas, those areas being the FBI investigations of Martin Luther King, Stanley David Levinson, and SCLC. He was to advise the Committee that he was not permitted to go outside of these three areas because of instructions from the Department of Justice which instructions were issued pursuant to Department of Justice Order 501-73.

On 5-21-75 former SA Sentinella was advised of the Departmental restrictions on the information he could furnish the Committee by SA Daly, and he was accompanied by SA Daly to the Senate Select Committee office located in G308 of the Dirksen Senate Office Building. Sentinella's interview was scheduled for 9:30 a.m. Mr. Seidel met Mr. Sentinella and at 9:31 a.m. furnished Mr. Sentinella a copy of the Rules of Procedure for

REC-100

62-116395

62-116395-

17 JUN 13 1975

1 - Mr. Wannall
1 - Mr. Mintz
1 - Mr. Cregar
1 - Mr. Hotis

1 - Personnel File of Former Special Agent Alan G. Sentinella (67-432832)
1 - Mr. Daly

84 JUN 1 3 1975
PVD:kjs (8)

CONTINUED - OVER

the Select Committee to Study Governmental Operations with Respect to Intelligence Activities. At the same time, former SA Sentinella was furnished forms which Seidel requested he fill out at that time. Seidel also made reference to Sentinella's Fifth Amendment rights but did not specify or spell out his rights.

It was brought to Mr. Seidel 's attention by SA Daly that the Rules adopted by the Senate Select Committee called for a witness to be given copies of the Rules 24 hours prior to his appearance before the Committee and that these Rules are important for a potential witness to have knowledge of prior to his being interviewed since they contain a list of rights and privileges which a witness is entitled to. It was also brought to Mr. Seidel 's attention that despite the fact that the interview was to be initiated at 10 a.m. (initially the interview was scheduled for 9:30 a.m., however, upon arrival former SA Sentinella was advised it would not be held until 10 a.m.) with Mr. Sentinella being required to fill out forms, he would have very little opportunity to review and digest the Rules of the Committee.

Mr. Seidel was also advised of the restrictions placed on the area which former SA Sentinella could respond to by the Department of Justice. Mr. Seidel specifically requested that he be allowed to ask questions concerning "COINTELPRO." He was advised that this was not within the scope of the Department's release for Sentinella unless such information may have been related to the investigations of Martin Luther King, Stanley David Levinson, or SCLC.

SA Daly also explained to John Elliff, Task Force Head for the Committee on Domestic Intelligence Matters, the circumstances surrounding the failure to provide a copy of the Rules 24 hours prior to interview and of the lack of specificity of Mr. Seidel as to areas in which Mr. Sentinella would be interviewed. Mr. Elliff apologized for the oversight of the Committee in complying with its Rules and assured SA Daly this would not happen again. In addition, he was advised that the Rules of the Committee provide that witnesses would have a reasonable opportunity to inspect and correct their testimony, however, the Rules provide that a witness must inspect his testimony in the office of the Committee. It was pointed out to Mr. Elliff that such procedures were unreasonable in that in Mr. Sentinella's instance, he would have to travel from Atlanta to Washington, D. C., to review the transcript of his testimony at his own expense. Mr. Elliff indicated that he believed other arrangements concerning this particular aspect of the Rules could and would be worked out.

 CONTINUED - OVER

Mr. Sentinella at the conclusion of his testimony advised SA Daly, who was not present at the testimony, that the Committee adhered to the restrictions placed on his testimony by the Attorney General with one possible exception. They asked Mr. Sentinella if while he was working in Atlanta his squad investigated the "Klan" and "SNCC" (Student Non-Violent Coordinating Committee). Sentinella advised he did not raise an objection to this question because he felt the deviation from the Departmental restrictions was very slight, and our investigations of these matters were well known.

On the afternoon of 5-21-75 K. William O'Conner inquired of SA Daly how the interview went and he was generally advised of the facts surrounding the interview, including the fact that former SA Sentinella was not furnished a copy of the Rules until immediately preceding the interview. Mr. O'Conner inquired as to whether the Senator (Senator Robert Morgan [D-N.C.]) remained during the taking of testimony from Mr. Sentinella, and he was advised that according to Sentinella, Senator Morgan departed approximately five minutes after placing Mr. Sentinella under oath.

Mr. O'Conner expressed his displeasure at the way the Committee operated and indicated he was going to discuss this matter with Deputy Attorney General Tyler.

Subsequently, on 5-21-75 O'Conner indicated he had been in contact with James Wilderotter, assistant to the Counsel to the President, and Deputy Attorney General Tyler, and they want the Bureau to prepare a letter protesting the Committee's handling of the interview of Sentinella and of the fact that they violated Rules which were adopted by that Committee, specifically the Rules requiring Mr. Sentinella be furnished a copy of the Committee Rules 24 hours prior to giving testimony to the Committee, failure to be specific concerning the areas to be covered by Sentinella's testimony, the general manner in which the rights of Sentinella were explained to him, and the fact that Senator Morgan departed from the Committee session after giving the oath. O'Conner explained in this regard Deputy Attorney General Tyler feels that this is in contravention of the Rules of the Committee, and he questions whether an executive session of the Committee being held to hear such testimony can continue in the absence of a Senate Committee Member. He requested this letter be directed to Senator Church. He was advised that such a letter could only be prepared after approval had been obtained from proper Bureau authorities, and it was also pointed out to Mr. O'Conner that we had orally protested this matter to Mr. Elliff of the Committee and Mr. Seidel , and he was apprised of Elliff's statement that such mistakes would not be repeated in the future. It was pointed out to Mr. O'Conner

 CONTINUED - OVER

Legal Counsel to Mr. Adams
RE: SENSTUDY 75

that the Bureau had furnished former SA Sentinella a detailed briefing of his rights and a briefing as to what was contained in the Rules of the Committee prior to his interview. Mr. O'Conner again requested that we prepare a letter protesting this matter.

It is not felt that a letter concerning this particular matter should be directed to Senator Church in view of Mr. Elliff's statement that this incident will not be repeated in the future. It is felt that our oral protest to the Committee is sufficient at this point, especially inasmuch as they accepted the limitations placed on the testimony of former SA Sentinella by the Department. It would appear we could expect to achieve very little by sending such a letter at this time.

RECOMMENDATION:

That we orally advise Mr. O'Conner the Bureau does not feel a letter should be directed to the Committee, concerning this particular incident.

PVD JBH/PVD By FBI

Done. 5/22/75 and 5/23/75. See my memo 5/23/75.

We should not object if Dept. prepares a letter.

6/3/75
OGC 75-20
Rec'd from AG Hoc Comm 6/10/75

Office of the Attorney General
Washington, D.C. 20530

MAY 30 1975

Honorable Frank Church, Chairman
United States Senate Select Committee
on Intelligence Activities
Washington, D. C. 20510

Senstudy-75

Dear Senator Church:

It is my understanding that the continuing efforts of staff members of the Executive and Legislative Branches to prepare standard guidelines for witness interview procedures are continuing this week. While that process continues, the Department of Justice is, of course, continuing to cooperate in an ad hoc and responsive manner. In order to ensure our attention to these cooperative efforts, I have designated K. William O'Connor as Special Counsel for Intelligence Coordination and as such he will be the principle liaison officer of DOJ in this effort. I understand that your Chief Counsel and members of his staff are now dealing with Mr. O'Connor in the execution of their responsibilities.

In the meantime, in an effort to expedite the cooperative provision of appropriate information to SSC, it would be most helpful if the Committee Staff would ensure that the Department of Justice is advised, in advance of Committee Staff contact with FBI employees and former employees, of the name of the witness and the scope of the prospective interview. This would facilitate the interview process, since it would make it possible to ensure that appropriate instructions are issued to the witness under 28 CFR 16.22, and would permit early decision upon the release of any applicable secrecy agreements.

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DATE 1-19-01 BY SP2ALM/RL

cc: ✓John Warner

62-116395-
NOT RECORDED
17 JUN 13 1975

file in 62-116395

84 JUN 13 1975

In the same vein, I should like to invite your attention to some procedural matters surrounding recent witness presentation before the Committee. It appears, from reports which I have received, that two former FBI agents who recently appeared, did not receive copies of the Committee's Rules of Procedures until immediately before appearance before the Committee; and that the scope of their proposed testimony was defined with somewhat less than optimum precision for pre-clearance. Some procedural problems are almost inevitable, especially in the early stages of hearings. I know that you share my interest in assuring that full procedural due process is unequivocally provided to all witnesses who testify before the Committee or are interviewed by Committee Staff. In calling this matter to your attention I seek your support in restricting such problems to a minimum and prospectively avoiding others of like kind.

Sincerely,

Edward H. Levi
Attorney General

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir.
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Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 6-4-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RW

The purpose of this memorandum is to advise that a representative of captioned Committee has advised that if the Bureau's response to a Committee request concerning the Democratic Convention in Atlantic City in 1964 is sufficiently informative it may not be necessary to interview Bureau personnel concerning this matter and to recommend that an expeditious effort be made to furnish a summary concerning the Atlantic City investigation be made available along with certain documents concerning this matter.

By way of background, we have received a reque st dated 5-14-75 pertaining to many items, among which was information concerning the Bureau's activities in Atlantic City in 1964 at the Democratic National Convention. At a meeting on 5-30-75 it was pointed out to the Committee that certain aspects of their May 14, 1975, request were particularly burdensome, would in some instances invade privacy and for other reasons was most difficult. During this meeting which was attended by Mark Gitenstein, staff member of the Committee; John Elliff, Task Force Director; representatives of the Bureau; and K. William O'Connor, Special Counsel to the Deputy Attorney General for Intelligence Coordination, the Committee representatives indicated that subject to the Senate Committee's approval they would accept some sort of summary with regard to their request in Appendix D, Item 8 of the May 14, 1975, request. This item pertains to the Bureau's activities in Atlantic City.

We have had former Agents interviewed concerning this matter, a reque st has been made to interview two Bureau secretaries, and the Committee has indicated they intend to interview as many as five additional Bureau Agents concerning this matter. In conversation with K. William O'Conner, he mentioned that the Committee had specifically informed him that if the Bureau's response was informative enough concerning

62-116395

REC 102 62-116395-880

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Mintz

1 - Mr. Hotis
1 - Mr. Daly

JUN 10 1975

84 JUN 1975

PVD:kjs (7)

CONTINUED - OVER

LEGAL COUNSEL

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the Atlantic City matter, they would not interview the two Bureau secretaries, Mary Ann Massa and M. Ann Mierzejewski. (The request concerning the interview of these Bureau employees, who are Newark Office employees, is the subject of a separate memorandum captioned and dated same.) He requested SA Paul V. Daly to contact Mark Gitenstein in an effort to determine what type of response the Committee expected concerning the Atlantic City incident.

On 6-4-75, SA Daly contacted Mr. Gitenstein and Mr. Gitenstein advised that the Committee knew of the existence of certain memoranda and in particular a memorandum from former Assistant to the Director C. D. DeLoach reporting a conversation with the President requesting Bureau coverage at the Convention. Gitenstein stated that with regard to the Atlantic City incident, if a summary was prepared concerning this incident which would in general show the types of people whose conversations were monitored, the type of information collected, and the type of information disseminated along with furnishing the Committee certain important documents that it would not be necessary to interview Bureau personnel. He indicated among the documents they would expect to be furnished would be the DeLoach memorandum along with other "benign" documents which would not involve a privacy consideration or other considerations which might preclude their being made available to the Committee. Gitenstein indicated that it is the Committee's feeling that information of a political nature such as the credentials argument at the Convention was collected and furnished to the White House and that the collection and dissemination of this information is not apparently in concert with the ostensive purpose of electronic surveillance. He felt that the summary need not and should not identify individuals monitored but rather describe them such as a senator or some other descriptive phrase to describe the individual whose conversation might have been monitored. He said as to the verification of the information contained in the summary with the information in the files, that subject will be addressed by the Committee at a later time.

Gitenstein again mentioned that if such information was furnished by the Bureau, their need to interview employees would be muted as what they are attempting to learn through interview of Agents involved would have already been furnished by the Bureau. He volunteered that the Committee is relatively well informed concerning this particular matter. It is obvious from the specific mention of the DeLoach memorandum along with other observations and statements he made that this could well be true.

 CONTINUED - OVER

Legal Counsel to Mr. J. B. Adams Memo
RE: SENSTUDY 75

It is realized that the White House has requested that a paper be prepared which would include the Atlantic City incident; however, K. William O'Connor indicated that he had conversed with Mr. James Wilderotter, assistant to the Counsel to the President, and that Wilderotter had advised that document requests pertaining to Atlantic City or any other topic which will be addressed in a paper should be responded to and response should not be delayed.

It would appear to be advantageous to the Bureau to attempt to comply with the summary request along with furnishing certain documents concerning Atlantic City on an expeditious basis as opposed to the Committee continuing to conduct interviews of current and former Bureau personnel. If this type of arrangement can be worked out in this particular incident which the Committee characterizes as an abuse, it might lend itself to a similar arrangement in other areas.

RECOMMENDATION:

That the Intelligence Division expeditiously prepare a summary in line with the above concerning the Atlantic City incident along with furnishing the important documents concerning this incident.

PVD JBH/PVD

This is being done
WRW

NR 007 SF CODE

5:13 PM NITEL 5/14/75 MCC

TO DIRECTOR (62-116395)

FROM SAN FRANCISCO

ATTN LEGAL COUNSEL

SENSTUDY 75

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION
MAY 14 1975
TELETYPE

Assoc. Dir.	
Dep.-A.D.-Adm.	
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RE BUREAU TELETYPE TO ALL OFFICES DATED MAY 2, 1975, ABOVE CAPTION.

ON MAY 14, 1975, LESTER B. SEIDEL, INVESTIGATOR, SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES, WASHINGTON, D.C., TELEPHONICALLY CONTACTED THE SAN FRANCISCO OFFICE AND REQUESTED THE IDENTITY OF THE SPECIAL AGENT IN CHARGE OF THE SAN FRANCISCO OFFICE IN 1970. HE WAS ADVISED THAT SPECIAL AGENT IN CHARGE CHARLES W. BATES SERVED IN THAT CAPACITY FROM JANUARY, 1970, THROUGH APRIL, 1970; THAT FORMER SPECIAL AGENT IN CHARGE HARRY J. MORGAN (NOW RETIRED) SERVED FROM APRIL, 1970, THROUGH SEPTEMBER, 1970; AND THAT ASSISTANT DIRECTOR ROBERT E. GEBHARDT SERVED AS SPECIAL AGENT IN CHARGE FROM SEPTEMBER, 1970, THROUGH NOVEMBER, 1972.

REC-117 62-116395-219

SEIDEL DID NOT INDICATE THE SPECIFIC NATURE OF HIS INQUIRY OTHER THAT IT WAS CONNECTED WITH THE COMMITTEE WITH WHICH HE IS AFFILIATED.

ABOVE BEING FURNISHED FOR INFORMATION OF BUREAU.

END

HOLD

CC Div 11

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY

1 - M[illegible] J. B. Adams
1 - [illegible] T. J. Jenkins
1 - Each Assistant Director

CODE | TELETYPE | NITEL

REC. 112

TO ALL SACS | MAY ~~19~~ 20, 1975

FROM DIRECTOR FBI (62-116395) | PERSONAL ATTENTION

SENSTUDY - 75.

1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

REBUTEL MAY 2, 1975.

IN CONNECTION WITH WORK OF THE SENATE AND HOUSE SELECT COMMITTEES, ITS REPRESENTATIVES MAY CONTACT YOUR OFFICE FOR INFORMATION.

IN ONE RECENT INSTANCE, A REPRESENTATIVE OF THE SENATE SELECT COMMITTEE TELEPHONICALLY INQUIRED AS TO IDENTITY OF SAC IN A PARTICULAR OFFICE DURING 1970.

IN HANDLING SUCH INQUIRIES INSURE ESTABLISHING BONA FIDES OF REPRESENTATIVE BY SHOW OF CREDENTIALS ON PERSONAL CONTACT OR, IF TELEPHONIC CONTACT, BY TELEPHONING BACK TO COMMITTEE. UNLESS INFORMATION IS OF A PUBLIC NATURE, AS IN THE INSTANCE CITED ABOVE, OBTAIN FBIHQ CLEARANCE PRIOR TO SUPPLYING ANY INFORMATION. FBIHQ MUST BE EXPEDITIOUSLY ADVISED OF ALL INFORMATION FURNISHED.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION
MAY 20 1975
TELETYPE

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY

SFP:cmc
(19)

NOTE:

Referenced teletype alerted field to work of the Senate and House Select Committees and Bureau's handling of its requests. Also, it pointed out FBI has pledged full cooperation with Committees. San Francisco teletype 5/14/75 advised that on that day Lester B. Seidel, Investigator, Senate Select Committee, telephonically sought and was furnished identities of SACs in San Francisco in 1970. Seidel did not indicate specific nature of his inquiries. Considering the publicity being afforded the work of the Committee, it is not inconceivable some unauthorized persons may attempt to obtain information from the FBI particularly at field level, under guise of one of the Committees. It is therefore believed this teletype to all SACs is desirable as a cautionary measure.

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Director Sec'y

84 JUN 11 1975

MAIL ROOM [ ] TELETYPE UNIT [ ]

GPO : 1975 O - 569-920

June 5, 1975

LEGAL DIVISION

Attached teletype advises former Agent Richard H. Davis, Atlanta Office, had been contacted by Senate Select Committee (SSC) Staff Member (FNU) Epstein in an attempt by Epstein to arrange an interview concerning Bureau investigation of Martin Luther King. On the night of 6-4-75, Michael Epstein, Staff Member SSC advised SA Paul V. Daly that he had contacted former Agent Davis to arrange interview concerning Bureau investigation of Martin Luther King, Stanley David Levison, and Southern Leadership Christian Conference (SLCC). Epstein stated Davis refused to submit to interview since he was bound by an employment secrecy agreement and needed necessary clearance from Bureau. He told Epstein that he would not contact Bureau for such clearance. Epstein requested Bureau release Davis from the agreement for purposes of this interview which will be a staff interview in Atlanta.

Legal Division recommends Davis be released from security agreement for purposes of this interview and to answer questions concerning the King, Levison, and SLCC investigations. If approved, we will separately advise Davis through Atlanta Office of this decision, and give him pertinent briefing.

1 - Intelligence Division
1 - Administrative Division
1 - Legal Counsel Division
1 - Mr. Daly

WRW/ICD

PVD:eek
(5)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-00 BY SP2ALM/RW

COMMUNICATIONS SECTION

JUN 0 5 1975

TELETYPE

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Director Sec'y

NR 025 AT CODED

8:08 PM NITEL JUNE 4, 1975 JWS

TO: DIRECTOR, FBI (62-116395)

FROM: ATLANTA (62-2854)

ATTN: INTD W. D. CREGAR

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-18-01 BY SP2ALM/BC

SENSTUDY '75.

ON 6/4/75, FORMER AGENT RICHARD H. DAVIS, 1147 WILD CREEK TRAIL, N. E., ATLANTA, GA., ADVISED HE WAS CONTACTED THIS DATE BY (FNU) EPSTEIN WHOM HE BELIEVED WAS CALLING FROM WASHINGTON, D. C. DAVIS STATED HE FEELS EPSTEIN IS A MEMBER OF THE SENATE SELECT COMMITTEE SINCE INQUIRY CONCERNED DAVIS' KNOWLEDGE OF MARTIN LUTHER KING CASE. EPSTEIN STATED HE WISHED TO INTERVIEW DAVIS EITHER IN ATLANTA OR WASHINGTON, D. C.; HOWEVER, DAVIS SAID THAT NO DEFINATE ARRANGEMENTS WERE MADE DURING CONVERSATION OTHER THAN HE WOULD CONTACT EPSTEIN AS TO APPROPRIATE DATE FOR INTERVIEW IN ATLANTA.

REC-112 62-116395-218

DAVIS WAS INFORMED HE COULD CONTACT THE OFFICE OF LEGAL COUNSEL COLLECT FOR ASSISTANCE IN THIS MATTER. DAVIS STATED HE WOULD DO SO.

7 JUN 6 1975

END

HOLD

84 JUN 11 1975

LEGAL COUNSEL

FIVE

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

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Director Sec'y ___

TO : Mr. J. B. Adams DATE: 5-30-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

This memorandum reports the results of an executive meeting of the Executive Committee of the Ad Hoc Coordinating Group of Congressional Review for the Intelligence Community on 5-28-75. The meeting was chaired by William Colby, Director of Central Intelligence. Also present were: Philip Buchen, Counsel to the President, James Wilderotter, Associate Counsel to the President, Thomas K. Latimer, Special Assistant to the Secretary of Defense, John M. Clarke, Associate Deputy to the DCI for the Intelligence Community, William O'Connor, Special Counsel for Intelligence Coordination, Department of Justice, Section Chief William O. Cregar, Inspector John B. Hotis, and senior officials of the State Department, National Security Agency, Office of Management and Budget, Defense Department, and the Treasury Department.

The following matters of interest were discussed at the meeting:

House Select Committee on Intelligence Activities

Mr. Colby said he met earlier this week with Chairman Nedzi of the House Select Committee on Intelligence Activities, John L. Boos, Chief Counsel, and A. Searle Field, Committee Staff Director. He said they seemed interested in the relationship which had developed between the Senate Committee and CIA and asked where he thought the Senate inquiry was going. They also discussed procedures regarding access to documents and witnesses and requested they be furnished some basic materials concerning the CIA's authority to conduct intelligence investigations. They also requested that the Committee be provided with all the materials requested by the Senate Select Committee. Colby pointed out that the House Resolution (H-Res. 138) which established the Select Committee prohibits the disclosure of information outside the Committee without Committee approval. There is some question, however, whether this Resolution can supersede Rule 11 of the Rules of the House of Representatives

REC 112 62-116395-217

1 - Mr. Wannall
1 - Mr. Mintz
1 - W. O. Cregar
1 - Mr. Daly
1 - Mr. Hotis

JBH:dkg (7)

5 JUN 11 1975

CONTINUED - OVER

84 JUN 11 1975

which provides that members of the House shall have access to all Committee records. He said Congressman Robert N. Giaimo (D-Conn.) has indicated that he will not accept any limitations on access. Colby said he will appear in an open session before the Committee sometime in the next few weeks to discuss, in general terms, the agency's position on collection of intelligence information.

Senate Select Committee on Intelligence Activities

Mr. Wilderotter said that F. A. O. Schwarz, Counsel to the Senate Select Committee on Intelligence Activities, has agreed to identify in advance specific allegations of abuse that will be reviewed by the Committee. Wilderotter said he will then appoint a task force or some other coordinating mechanism within the executive branch to examine each of these areas in depth. The purpose will be to develop an executive department brief on each subject which can be used to respond to Committee requests. He felt that this might enable the Administration to gain the initiative on these issues and perhaps limit the Committee's inquiries to the boundaries set forth in the Senate Resolution. He asked that the agencies make an effort to identify abuse subjects so that the White House can pull together all the information available on each topic. He said it is already clear that the Committee will examine such subjects as assassinations and the CIA's role in the internal affairs of Chile and the Dominican Republic.

Mr. E. H. Knoche, Assistant to the Director, Central Intelligence Agency, reported that Mr. Colby has made three appearances before the Senate Select Committee and on each occasion discussed assassination matters. Mr. Colby will meet with the Committee three times next week, and it is expected that he will be asked about the Phoenix program and the covert activities of the CIA including political, counterintelligence, and clandestine intelligence collection. The Committee will trace the agency's operations back to the 1947 directive in an effort to determine how they relate to policy objectives of the Government.

Mr. William G. Hyland, Director of Intelligence and Research, Department of State, said the Committee has requested position papers on the Department's activities in Laos and Chile and to explain of the Department's approach to covert action and whether it was a supplement or instrument of policy. Mr. Hyland raised the question of whether the agencies had any moral obligation to advise former employees that documents were now being

CONTINUED - OVER

made available to Congress. He felt that they should be given an opportunity to review these files prior to interview in order to refresh their memories. Mr. Wilderotter agreed and said that each agency should adopt a similar policy.

Mr. John M. Clarke, Associate Deputy to the DCI, asked whether anyone knew what John Elliff hoped to accomplish as Director of the Task Force on Domestic Intelligence. We pointed out that his earlier writings would indicate that he intends to draft an intelligence charter for the FBI, and perhaps the entire intelligence community. Elliff has made a comprehensive study over the past several years of the Bureau's internal security intelligence functions, including sources of the FBI's authority and the legal restrictions of its operations. This was the subject of a paper he submitted at the Princeton Conference in 1971, and he has since called for the establishment of legal standards for the Bureau's collection, retention, and dissemination of intelligence information.

Mr. Buchen then requested that the FBI draft a proposed intelligence charter for the Bureau. He felt that it would be helpful for the Administration to have a proposal available which it might use to counter any recommendations made by the Committee. At the end of the meeting Mr. Wilderotter asked that a second paper be prepared reviewing all of Mr. Elliff's articles on the subject of domestic intelligence with the view toward identifying those issues which seem to be of major importance.

With regard to Mr. Buchen's request, we feel that it would be inappropriate for the Bureau to draft an intelligence charter for the executive branch. It is the responsibility of the White House and other consumers of intelligence to define their needs and propose appropriate operating authority. We also question the utility of reviewing Professor Elliff's writings on the domestic intelligence functions. We feel a better course of action at this point is simply to ask Mr. Elliff to define the goals and objectives of his task force. He has always been very candid and forthright and we have no reason to think that he would be reluctant to discuss the matter with us. In addition, it is likely his views on the intelligence function differ from those expressed in his earlier articles, and it is best to get his current thinking on the problem. If this approach proves unsuccessful, we can then resort to a review of his written materials.

RECOMMENDATIONS
CONTINUED - OVER

RECOMMENDATIONS:

(1) That Legal Counsel Division advise Mr. Wilderotter that we feel it is inappropriate for the Bureau to draft an intelligence charter for the FBI and recommend that the White House draft a statement of its intelligence needs.

(2) That Legal Counsel Division contact Mr. Elliff and attempt to determine what his goals and objectives are as Director of the Task Force on Domestic Intelligence.

PVD JBH/PVD

PLM WRW

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - ~~Mr. J. B. Adams~~
1 - ~~Mr. J. A. Mintz~~
~~(1 - Mr. Hotis)~~

TO : Mr. W. R. Wannall

DATE: 6/6/75

1 - ~~Mr. W. R. Wannall~~
1 - Mr. W. O. Cregar
1 - Mr. H. W. Dare
1 - Mr. L. F. Schwartz

FROM : W. O. Cregar

SUBJECT: SENSTUDY 75

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
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Admin. ___
Comp. Syst. ___
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Director Sec'y ___

This records the results of contact with Central Intelligence Agency (CIA) concerning release to Senate Select Committee (SSC) of two documents pertaining to Appendix C, Paragraph 24 of the SSC request to the Department of 5/14/75, which requested "all memoranda and other materials reflecting conversations, contacts or communications between the FBI and the CIA on the subject of the establishment or creation of 'notional' Marxist-Leninist organizations within the United States."

No information has been developed indicating this Bureau conferred with CIA regarding the establishment or creation of a Bureau-sponsored "notional" Marxist-Leninist organization. Although the FBI did, in fact, direct several such organizations, no information has been developed indicating the FBI consulted with CIA regarding their establishment or creation.

In one instance, CIA advised in 2/70 it had established a notional organization with post office box addresses in Boston, Massachusetts and Philadelphia, Pennsylvania. This notional organization, to be known as the Union for the Revolution, had the objective of developing penetrations and/or sources in revolutionary Arab groups in the Middle East. It was CIA's intention to circulate propaganda from the post office boxes in anticipation of interesting Arab groups. Thereafter, it was CIA's plan to use its personnel under "suitable" cover to contact the Arab groups. (See memorandum dated 2/13/70, captioned "Union for the Revolution," 100-456409-2, copy attached.)

62-116395-216

REC-102

By letterhead memorandum dated 3/23/70, the FBI indicated information had been received indicating the Union for the Revolution had been in contact with a domestic Marxist-Leninist organization requesting literature. This memorandum set forth an analysis of a "Statement of the Union for the Revolution" indicating the document lacked credibility as a revolutionary document. (LHM dated 3/23/70, captioned "Union for the Revolution," 100-456409-4, copy attached.)

62-116395

ENCLOSURE

5 JUN 11 1975

LFS:mjg
(8)

CONTINUED - OVER

84 JUN 11 1975

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

On 6/6/75, Mr. Walter Elder, CIA, advised that CIA had no objection to the LHM dated 3/23/70, being furnished to the SSC. With regard to the memorandum from Mr. Papich to Mr. Brennan dated 2/13/70, Mr. Elder requested that the name of the CIA representative who furnished the information in the memorandum be deleted from line one of the memorandum prior to its being furnished to the SSC. Provided this is done, CIA has no objection to this memorandum being furnished to the SSC. He suggested that when the name is deleted, it be replaced with the phrase "A CIA officer."

ACTION:

To record CIA's clearance of the above-described documents.

VH

SECRET

Appendix C, III, 24

Please provide: all memoranda and other materials reflecting conversations, contacts, or communications between the FBI and the CIA on the subject of the establishment or creation of "notional" Marxist-Leninist organizations within the United States.

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As the Union for the Revolution was strictly a creation of CIA, it is recommended before any information be disseminated outside the FBI relating to this organization, clearance be obtained through CIA.

Prepared by SA David Ryan, IS-3, 5/28/75

SECRET

Classified by 4375
Exempt from GDS, Category 2&3
Date of Declassification Indefinite

ENCLOSURE 62-116395-216

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir.
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Legal Coun.
Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 6/4/75

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RC

At 4:55 p.m. on June 4, 1975, Daniel M. Armstrong, III, telephonically advised me that he has not as yet been contacted by the Senate Select Committee staff for interview but it was his intention to call Mark Gitenstein to discuss further his interview by the Committee. Mr. Armstrong inquired as to whether the Bureau has any objections to his discussing the two subject areas previously described by Mr. Gitenstein. Those areas were Armstrong's knowledge of the Bureau's Intelligence Division activities as a result of his employment in the FBI, and his knowledge of the possibility of the Bureau getting an Executive Order establishing the FBI's authority in security matters.

I advised Mr. Armstrong that to the extent that the interview would concern those two subjects, the Bureau would have no objection and he could consider his secrecy agreement waived, but only to that extent. Mr. Armstrong inquired as to whether there were any particular problems with information he furnished to me on May 28, 1975. I told him that the waiver of the agreement was conditioned on the one limitation that he would not furnish information that would identify informants, compromise current investigations, or on-going programs, or reveal other sensitive matters which should be reserved for the information of members of the Committee or the Chairman of the Committee.

I told Mr. Armstrong that the Bureau would have available during his interview, though not present at the interview, a representative who would provide him with counsel as to any problems concerning subjects he may be reluctant to discuss with the Committee representative. I explained that the FBI representative was not intended to inhibit any

REC 117

62-116395-215

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Daly
1 - Mr. Mintz

5 JUN 11 1975

JAM:mfd (7)

CONTINUED - OVER

84 JUN 11 1975

interview he might have, but was there for the purpose of expediting the interview by resolving questions concerning information he was authorized to furnish.

Mr. Armstrong said he fully understood and that he would advise me in the event an interview was scheduled.

RECOMMENDATION:

For information.

PLM

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

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Legal Coun.
Telephone Rm.
Director Sec'y

TO : Mr. Cochran

DATE: 5/19/75

FROM : W. E. Harward

SUBJECT: SECURITY SURVEYS - SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES - HOUSE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES - CAPITOL POLICE DEPARTMENT

Rememos Legal Counsel to Mr. Adams dated 4/9/75 and 4/25/75, concerning above-captioned matter, copies attached.

Liaison with Capitol Hill by the Office of Legal Counsel resulted in an arrangement whereby Laboratory representatives could meet with those members of the Capitol Police Force handling security surveys for the U. S. Congress. Laboratory personnel met with members of the Capitol Police Force on 5/6/75 and 5/8/75 at their headquarters, 331 First Street, NE, Washington, D. C. At the meeting on 5/6/75 an examination of their survey equipment revealed that it was adequate, however it did not meet the level of sophistication or quality available at the present state of the art. Further discussion revealed that the training received by members of the police force handling their responsibility was limited.

On 5/8/75 Laboratory Supervisors Wilbur G. Stevens and Joseph B. Parsons met with Chief James M. Powell and some of his staff members which included Deputy Chief Garner, Captain Brannon, Head of the Investigative Unit, and Lieutenant Bell, Head of the Bomb Disposal Unit. The discussion at this meeting centered around steps which could be taken to update their present security survey equipment as well as additional measures which could be put into practice to enhance their technical expertise in this area. Laboratory personnel furnished them with the names of manufacturers of additional survey equipment as well as suggestions as to the establishment of an in-house training program.

Enclosures (2)

ST-101

REC-59 62-116395-214

1 - Mr. Jenkins
1 - Mr. Adams
1 - Mr. Mintz (Attn: Mr. Bowers, Room 4509 JB)
1 - Mr. Wannall (Attn: Mr. Cregar, Room 4123 JEH)
1 - Mr. Cochran
1 - Mr. Harward
1 - Mr. Stevens

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5 MAY 30 1975

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UNRECORDED COPY FILED IN

57 JUN 1975

Memorandum W. E. Harward to Mr. Cochran
RE: SECURITY SURVEYS - SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES - HOUSE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES - CAPITOL POLICE DEPARTMENT

At the conclusion of this conference, Chief Powell expressed his sincere appreciation to the Bureau for the excellent help and guidance extended to him and his staff in this matter of mutual interest, and expressed the hope that he could call on us again in the event he or his staff needed to tap our resevoir of knowledge. The Chief was assured that we would be available if needed in this capacity.

It appears that the Capitol Police Force has been forced into the untenable position of handling this responsibility for the Congress, and as a result are attempting to establish some degree of self-reliance and outward credibility being completely inexperienced in this area of technical expertise. Because of this, it is felt that the Bureau should move cautiously in any continuing liaison with the Capitol Police concerning security survey matters.

RECOMMENDATION:

It is recommended that any continuing liaison with the Capitol Hill Police Force be handled by mature and experienced Special Agent Supervisors, who are completely familiar with security survey matters.

WRW/TWL

TK

PLM

Mr. J. B. Adams 4-8-76

Legal Counsel

SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

HOUSE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

During various contacts with William Miller, Staff Director of the Senate Select Committee, and Congressman Lucien Nedzi (D-Mich.), Chairman of the House Select Committee, the question has come up regarding the need for a check of the private offices of individual Committee Members to ensure the absence of any electronic listening devices. The Committee personnel have been told that we consider this absolutely essential and they agreed.

In exploring this matter, it was determined that the Capitol Police Department recently has established a special unit to handle all types of security problems within the Capitol Hill complex, including checks for electronic listening devices. Personnel of this unit have received extensive training, some from CIA. The operations of the unit are controlled through the Sergeants at Arms of the House and Senate.

This matter has been discussed with Robert Hough, Deputy Sergeant at Arms of the Senate and with Kenneth Harding, Sergeant at Arms of the House. Hough advised that the special unit already has conducted complete security surveys of the new office space of the Senate Select Committee and certainly will perform any other checks of this type needed by the Committee or its individual Members. He said, in fact, that since they now have this capability they would oppose any outside agency coming on to the Hill to perform this function. Hough said he already has been in contact with Miller regarding the necessary security checks and stated he will let us know when the offices of the Senate Select Committee/Members have been checked. He said their rules require specific requests from the individual Members in writing.

1 - Mr. Adams
1 - Mr. [illegible]
1 - Mr. [illegible]
1 - Mr. [illegible]

1 - Mr. Cregar
1 - Mr. Farrington
1 - Mr. Bowers

62-116395-214

[illegible]

CONTINUED - OVER

SEE ADDENDUM PAGE TWO

Legal Counsel to Mr. Adams Memo
RE: SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES
HOUSE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

This matter was discussed with Congressman Nedzi on 4-9-75, and he stated he would promptly contact Mr. Harding to work out the necessary arrangements for security checks needed by his Committee and its Members. Harding has promised to let us know when the checks of the House Select Committee Members have been completed.

All contacts concerning this matter have been handled by Inspector Bowers who will continue to follow this situation with Senate Sergeant at Arms, William Wannall, or his Deputy; House Sergeant at Arms Harding; Mr. Miller of the Senate Select Committee; and Congressman Nedzi.

RECOMMENDATION:

For information.

ADDENDUM: INTELLIGENCE DIVISION WOC:ekw 4/14/75

On 4/11/75 the Executive Committee of the Ad Hoc Coordinating Group on Congressional Review for the Intelligence Community was apprised of the discussions with Mr. Robert Hough, the Deputy Sergeant at Arms of the Senate and with Mr. Kenneth Harding, Sergeant at Arms of the House. Although the Executive Committee would have preferred the FBI to conduct audio sweeps, they interposed no objection to the sweeps being handled by the Capitol Police Department. Mr. Roderick Hills, Counsel to the President, requested, however, that both Mr. Hough and Mr. Harding be requested to periodically advise the FBI as to the sweeps of Committee space for electronic listening devices. Specifically, Mr. Hough and Mr. Harding should be asked to furnish the FBI the following: How frequently they will conduct a counteraudio sweep, what offices will be swept, will the results of such sweeps be furnished the FBI, and will the FBI be immediately notified should the Capitol Police locate an electronic listening device?

Mr. J. B. Adams 4-25-75

Legal Counsel

RAYNER

SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

HOUSE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RL

Reference Legal Counsel to Mr. Adams memorandum of 4-9-75 to which the Intelligence Division placed an addendum dated 4-14-75 showing that Roderick Hills, Counsel to the President, had requested that the Sergeants at Arms of the Senate and House of Representatives keep the Bureau advised regarding checks made for electronic listening devices in the offices of captioned Select Committees.

This was discussed on 4-23-75 by Inspector Bowers with Senate Sergeant at Arms William Wannall and his Deputy, Robert Hough. They were amenable to notifying us concerning the checks they make of Senate Select Committee space and the offices of the Members of this Committee. Hough was designated by Wannall to handle this matter. Hough advised that the special Capitol Police unit had made a check of Room S145 in the Capitol on that date (4-23-75) prior to a meeting of the Senate Select Committee in that room and found nothing. Hough stated they have received no requests whatever to make any checks of the offices of individual Committee Members. He said he had discussed this matter with William Miller, Staff Director of the Select Committee, and Miller indicated it would be taken up with the Committee but he has heard nothing further from him.

On 4-24-75 Bowers discussed this matter with Kenneth Harding, Sergeant at Arms of the House of Representatives. Harding stated he has had no requests for any checks of the Members' offices or

1 - Mr. Adams
1 - Mr. Wannall
1 - Mr. White
1 - Mr. Mintz
1 - Mr. Cregar
1 - Mr. Farrington
1 - Mr. Bowers

62-116395-214

DWB:ejs (9)

CONTINUED - OVER

Legal Counsel to Mr. Adams Memo
RE: SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

HOUSE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

space of the House Select Committee since the Committee really has not begun to function as yet. He said he has discussed this matter with Committee Chairman Lucien Nedzi, and he certainly will give us complete accounting of checks they make of this Committee's space and the space of the individual Members of the Committee.

RECOMMENDATION:

For information.

4-528

62-116395-213

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DATE 1-19-01 BY SP2ALM/Rw

JUN 12 1975

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OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir.
Dep. AD Adm.
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Legal Coun.
Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 5/23/75

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES; INTERVIEWS OF FBI EMPLOYEES OR FORMER EMPLOYEES

Hotis

At the Executives Conference on May 22, 1975, I presented for discussion the question of the procedures to be followed when former employees or current employees of the Bureau are contacted for interview by staff representatives of the Senate Select Committee, or are called for testimony pursuant to a subpoena issued by the Committee. I explained the background including the numerous attempts to arrive at a working arrangement with the Committee in terms of stated guidelines and that all such efforts in the past had proven unworkable.

I pointed out that when presented with the proposal that an agency representative be present during interviews, the Committee met and voted unanimously to reject that proposal. The issue of whether the agency representative would be present during the interview therefore is a stumbling block to the development of a reasonable procedure to be followed by the Committee and by our present and former employees. I requested the authority of the Executives Conference and approval of the Director to waive the requirement that a Bureau representative be present during interviews and following a vote such approval was given.

I then requested authority to undertake the development of a working understanding with the Committee in behalf of the Bureau by which we would be given notice of the identities of persons to be interviewed prior to interview or testimony, that we would be advised of the subject matter of the

1 - Mr. Callahan
1 - Mr. Adams
1 - Mr. Jenkins
1 - Each Assistant Director
1 - Mr. Mintz
1 - Mr. Hotis

JAM:mfd

REC-100 62-116395-982

CONTINUED - OVER

17 JUN 10 1975

84 JUN 11 1975

interview or testimony, and afforded an opportunity to discuss with the witness those areas of the proposed interview or testimony which would require no special arrangements and those areas which would require the information possessed by the witness to be furnished to members of the Committee or to the Chairman exclusively.

We also wanted an opportunity prior to interview to furnish the witnesses information concerning their Constitutional rights, their rights pursuant to the Committee's rules, and to advise them concerning the extent to which they were released from obligations of secrecy made to the FBI, and to the procedures necessary to obtain authority of the Department to respond to a subpoena.

Following discussion and vote this matter also was approved.

Pursuant to such authority, I met with K. William O'Connor, Deputy Assistant Attorney General, from approximately 4:00 p.m. to 5:20 p.m. on May 22, 1975, accompanied by Inspector John B. Hotis. I explained to Mr. O'Connor that the Director was desirous of having the Committee understand that the FBI wanted to be cooperative to the extent that it was possible and consistent with the need to protect the identities of informants, sensitive sources of information and methods, on-going investigations and other current operations and personal privacy. Because of this view of the Director and the Bureau, we desired to make known to the Committee the fact that we would not insist on the presence of a Bureau representative during actual interviews or testimony of present or former employees, but we would want an understanding with the Committee and the Committee staff that the Bureau would be given prior notice of the identities of proposed witnesses, the subject matter of the proposed interview or testimony, and an opportunity prior to interview or testimony for the Bureau to consult with the employee in order to release him from his obligations of secrecy to the extent possible for purposes of the interview or testimony.

I restated our position that we were not endeavoring to deter testimony rather we were attempting to facilitate testimony under reasonable conditions and we felt that these matters should be discussed with the Committee. I told Mr. O'Connor that we were aware of the numerous discussions, proposals and conferences that have been held in an effort to establish specific formal guidelines with the Committee, but that all such efforts in behalf of the White House staff and the intelligence community at

CONTINUED - OVER

large have not been successful. I told him that therefore we felt it would be appropriate for the FBI to express our view to the Committee because interviews of FBI personnel and former employees have been conducted and are scheduled in the near future.

Mr. O'Connor said that he understood the Director's view that he desired to cooperate with the Committee and he felt that such cooperation could be negotiated if we were to offer the Committee as trading material COINTELPRO files. I told Mr. O'Connor that we were not going to negotiate an understanding concerning witness interview procedures on the basis of trading any of our files. He then suggested that we negotiate the May 14, 1975, letter which was addressed to the Attorney General by Senator Church and use that negotiation as a basis for trading with the Committee to develop workable guidelines. I again told Mr. O'Connor that I considered the question of procedural arrangements for witness interviews to be a very broad question and one that went far beyond the requests in the May 14, 1975, letter. I told him that I felt confident that the May 14, 1975, letter would be followed by perhaps an even longer letter with more requests and that such matters should be negotiated individually.

Mr. O'Connor then said that it was his strong view that a letter should be addressed to the Committee complaining of the treatment of FBI witnesses, particularly regarding violations of the Committee's own rules in that it appeared that during recent interviews the Committee had not furnished witness a copy of the rules in sufficient time and the treatment by staff representatives (& the Committee staff) of witnesses had been improper.

I told Mr. O'Connor that I thought that our efforts to develop a working relationship with the Committee could be seriously impaired at this time should a protest letter be sent to Senator Church because a formal communication of that nature would require some reaction on the part of the Committee and I could see no benefit to our present efforts to establish procedures by which we could reasonably cooperate with the Committee.

Mr. O'Connor then suggested that a letter might be addressed to Senator Church which described our concern that in the absence of reasonable procedures witnesses' rights might be impaired and that for that

CONTINUED - OVER

reason and for the reason that the Director desired to be cooperative with the Committee, we would request a meeting with Senator Church and Senator Tower to arrive at an understanding as to procedures. I told Mr. O'Connor that I would consider such a letter and he said he would discuss the matter with the Deputy Attorney General and with James Wilderotter at the White House.

At approximately 9:05 a.m. on May 23, 1975, Mr. O'Connor called me and said that he had discussed the matter with Mr. Wilderotter and the Deputy Attorney General. He said that both had agreed that it was inopportune at this time to seek special guidelines for interviews of FBI personnel and former personnel with the Committee. He said that a meeting has been scheduled for Tuesday, May 27, 1975, at noon in a final effort to resolve an understanding with Committee representatives. He said at the present time it is proposed that the meeting be attended by Wilderotter and Roderick Hills, representing the White House; Hoffman, representing the Defense Department; Warner, representing CIA; and O'Connor representing the Justice Department. Committee representatives would be Schwarz, Chief Counsel, and John Elliff. He said that at this time it was his thought that the Deputy Attorney General and I should not attend the meeting. He gave as his reasoning the thought that "should something go wrong" the Deputy Attorney General could disassociate himself from any agreement arrived at, and that I would similarly be in a position of saying that we have not been a party to the agreement.

I reminded Mr. O'Connor that meetings have been held frequently in the past and that tentative understandings made at such meetings have disappeared shortly after the meeting was concluded. I told him that was significant to us because we now understand that two more former employees of the FBI have been contacted and may be interviewed in the near future. I told him that former SA Sam Papich and former Agent Nichols have been contacted. I told him that the extent to which we should release these two former employees from their obligation of secrecy could not be intelligently evaluated unless we knew the subject matter of the interviews and that we plan to contact the Committee to inquire as to the subject matter. I pointed out to him that such pending interviews make it imperative for the FBI to consider action in addition to meetings that may be planned to discuss guidelines.

CONTINUED _ OVER

Mr. O'Connor asked that we not contact the Committee directly at this time, but that we allow him to call John Elliff and Schwarz to request that he be advised of the identity of all proposed FBI witnesses and of the subject matter of the proposed interviews, and that such interviews or testimony not go forward pending developments of an agreement on guidelines. O'Connor promised that he would make the contact promptly and advise me today of the results. I agreed to withhold our contact pending receipt of the information from him.

Mr. O'Connor then insisted that a letter be prepared for the Attorney General to send to Senator Church pointing out the failure of the Committee to afford complete protection of the rights of witnesses. I declined to undertake that responsibility and I told him the reason was that a formal document addressed to the Chairman of the Committee would tend to impair our efforts to negotiate with the Committee and certainly would be untimely in view of the conference he described as being scheduled for next Tuesday at noon.

Mr. O'Connor then said he would hate to have to tell the Deputy Attorney General that the FBI declined to prepare such a draft. I told him that not only would I not mind him telling the Deputy Attorney General, but I wished he would tell the Deputy Attorney General and explain my reason for not sending such a formal letter addressed to Senator Church at this time. Mr. O'Connor said that "well everyone else agrees to the letter," and I told him the FBI does not agree.

Mr. O'Connor said that if he was going to have to draft the letter for the Attorney General's signature, he would do it, but that he would need the information concerning the interviews of former SA Devlin and former SA Sentinella. I told Mr. O'Connor that the information concerning Sentinella was en route to him already and that we would endeavor to furnish him as promptly as possible any additional information available to us concerning these interviews.

At 11:13 a.m. on May 23, 1975, Mr. O'Connor called me and said that he had just concluded a conversation with John Elliff during which Elliff agreed that in regard to the scheduled interview of former SA Sam Papich on May 29, 1975, at 9:00 a.m., he would furnish us the substance of the

 CONTINUED - OVER

questions to be asked Mr. Papich. He said that Elliff was agreeable to an informal arrangement under which the FBI would not require the presence of a Bureau representative at such interviews, but would expect to receive the identity of persons to be interviewed plus a statement as to the subject matter of the interview. Elliff then proceeded to identify as those persons scheduled for interview as William Turner, who will be interviewed today or this weekend by Mike Epstein at San Francisco, and "Chick" Brennan, who was interviewed yesterday, May 22, 1975, by Mark Gitenstein and who may be interviewed again today.

As to the interview of Sam Papich, Elliff said that the interview would concern:

1. A liaison agreement between the FBI and CIA;

2. The abolition of Papich's liaison responsibilities in 1970;

3. Dissatisfaction by the FBI with the Huston Plan;

4. The views in the White House regarding the intelligence community and the FBI with reference to a conversation Elliff had with Mr. Wannall and Mr. Cregar on May 22, 1975;

5. A detailed follow-up on the discussions with Mr. Wannall;.

6. A copy of the Huston Plan and certain minutes taken of meetings at which the Huston Plan was discussed. These minutes allegedly were made by William Cregar;

7. The matter raised with Paul Daly on May 22, 1975. (Mr. Daly recalled that Mr. Elliff discussed an incident concerning the CIA and the FBI which occurred at Denver, Colorado.)

Mr. O'Connor said that an interview proposed with former SA Nichols has been postponed indefinitely according to Elliff because of Nichols' unavailability.

 CONTINUED - OVER

Memorandum to Mr. Adams
Re: Senate Select Committee

Mr. O'Connor noted that even though formal current rules have not been agreed upon with the Committee, it appears that Elliff's cooperation in furnishing the above information indicates a willingness to abide by the terms and conditions that I had requested Mr. O'Connor to seek in behalf of the FBI.

In this developing cooperation with Elliff, it is my opinion that we should not participate in the conference at noon on Tuesday, May 27, 1975, at which time the broad proposals by Wilderotter will be discussed. It is to the interest of the FBI to develop a cooperative attitude on the part of Elliff and his staff and that is being accomplished.

RECOMMENDATION:

For information.

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

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Training ___
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Director Sec'y ___

TO : Mr. J. B. Adams

DATE: 6-2-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

K. William O'Connor, Special Counsel to the Deputy Attorney General for Intelligence Coordination, advised that he desired the Bureau to continue practice of furnishing communications setting forth the contents of interviews of former and current employees where such information is available. He also requested that the Bureau continue to furnish an extra copy for James Wilderotter, assistant to the Counsel to the President.

RECOMMENDATION:

For information.

PVD

JBH/PVD

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/PL

REC-100 62-116395-211

17 JUN 10 1975

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Mintz
1 - Mr. Hotis
1 - Mr. Daly

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OPTIONAL FORM NO. 10
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GSA GEN. REG. NO. 27
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UNITED STATES GOVERNMENT

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TO : Mr. J. B. Adams DATE: 5/28/75

FROM : Legal Counsel

SUBJECT: <u>SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES</u>

At 10:37 a.m. on May 28, 1975, former FBI employee Daniel M. (Mac) Armstrong, III, telephonically advised me that he has received information that the Senate Select Committee may contact him for purpose of interview. He requested my advice as to what his response should be. I told Mr. Armstrong that he should be aware of any secrecy agreements he may have signed while an employee of the FBI and he should be aware of the Attorney General Order 501-73. I told him the Director was interested in being as candid as possible with the Committee and that we would be willing to release him from his agreement to the extent it would be possible to do so consistent with the needs of on-going investigations and the sensitivity of the particular information involved. I told him that should he receive a request for interview or subpoena, it would be appropriate for him to inquire as to the general areas of discussion proposed for the interview and to request the Director to release him from the secrecy agreement concerning those areas.

Mr. Armstrong said that if he was contacted, he would respond according to the advice furnished him.

<u>RECOMMENDATION:</u>

For information.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY SP2ALM/RW

COPY RETAINED IN
PERSONNEL RECORDS UNIT

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Daly
1 - Mr. Mintz

REC-100 62-116395-910

17 JUN 10 1975

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

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NR 10 PH PLAIN

610 PM 6-5-75 NITEL MCA

TO DIRECTOR (62-116395)

FROM: PHILADELPHIA (62-0-23222)

SENSTUDY 75

RE BUREAU NITEL, MAY 28, 1975.

SA JOHN B. MEADE ADVISED TELEPHONICALLY MAY 29, 1975 RE CONTENTS OF RENITEL.

END

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-18-01 BY SP2ALM/RU

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84 JUN 11 1975

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NR011 CE PLAIN

8:33PM NITEL JUNE 5, 1975 KCL

TO DIRECTOR (62-116395)

FROM CHARLOTTE (62-4093)

SENSTUDY 75

REBUNITEL MAY 29, 1975.

MR. JOSEPH A. SIZOO, 84 A PINE CRESCENT, WHISPERING PINES, NC, CONTACTED MAY 29, 1975 PER INSTRUCTIONS SET FORTH IN REBUNITEL.

END

MEB FBIHQ CLR AND TKS

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-18-01 BY SP2ALM/RW

Joseph A. Sizoo

REC-100

62-116395-707

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84 JUN 11 1975

FEDERAL BUREAU OF INVESTIGATION
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Director Sec'y

NR 003 PD CODE

1:45 P M URGENT MAY 29, 1975 LJQ

TO: DIRECTOR (62-116395)

FROM: PORTLAND (66-0)

ATTENTION: LEGAL COUNSEL DIVISION

SENSTUDY 75.

RE FBIHQ NITEL TO ALEXANDRIA AND OTHER OFFICES, INCLUDING PORTLAND, MAY 28, 1975.

FBIHQ NITEL NAMED SA LEO B. APP, JR., AND SA EDGAR O. INGALLS, BOTH CURRENTLY ASSIGNED TO PORTLAND DIVISION, AND NOTED THEY MAY BE INTERVIEWED BY SENATE SELECT COMMITTEE (SSC), EXACT SUBJECT MATTERS FOR INTERVIEWS UNKNOWN.

FOR INFORMATION OF FBIHQ, STRONG POSSIBILITY SUBJECT MATTER PERTAINS TO MATTER ENUMERATED IN DETAIL IN PORTLAND TELETYPES TO FBIHQ JANUARY 18, 1973, FEBRUARY 1, 1973, FEBRUARY 5, 1973, PORTLAND AIRTEL TO FBIHQ, JANUARY 19, 1973, IN MATTER ENTITLED "HUNTLY COLLINS, INFORMATION CONCERNING, RESEARCH MATTER," AND FBIHQ TELETYPE TO ALL OFFICES DATED FEBRUARY 2, 1973, ENTITLED "FBI INTELLIGENCE LETTER FOR THE PRESIDENT, CODE NAME 'INLET', RESEARCH MATTER."

END.

REC-100

62-116395-206

JUN 10 1975

67-423754 (App)
67-623437 (Ingalls)

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-18-01 BY SP2ALM/CJ

84 JUN 11 1975

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

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Director Sec'y

NR004 TP CODE

1:40PM URGENT JUNE 5, 1975 JFD

TO DIRECTOR (62-116395)

FROM TAMPA (105-0-1121)

SENSTUDY 75

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY SP2ALM/RW

RE BUREAU NITEL MAY 28, 1975.

ON JUNE 4, 1975, MICHAEL J. ROZAMUS, 6500 GULF DRIVE, HOLMES BEACH, FLORIDA, WAS CONTACTED. MR. ROZAMUS HAD NOT BEEN AVAILABLE FOR CONTACT UNTIL THIS DATE BECAUSE OF TRAVEL. MR. ROZAMUS ADVISED THAT HE HAS NOT BEEN CONTACTED BY ANY REPRESENTATIVES OF THE SENATE SELECT COMMITTEE BUT HE WAS ALERTED THAT HE MAY BE APPROACHED BY A MEMBER OF THE COMMITTEE STAFF. MR. ROZAMUS WAS ADVISED OF THE CONTENTS OF REBUNITEL CONCERNING THE FACT THAT HE MAY REQUEST THAT AN FBI AGENT BE PRESENT DURING INTERVIEW IN THE EVENT QUESTIONS ARE ASKED RELATING TO SENSITIVE BUREAU OPERATIONS. MR. ROZAMUS WAS ALSO ADVISED THAT AS A PRELUDE TO THE INTERVIEW HE MAY CONTACT THE BUREAU'S LEGAL COUNSEL DIVISION BY COLLECT CALL. HE WAS ADVISED THAT THE BUREAU'S OFFER OF ASSISTANCE WAS NOT INTENDED

END PAGE ONE

COPY RETAINED IN PERSONNEL RECORDS UNIT

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62-116395-305

JUN 10 1975

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PAGE TWO

TO IMPEDE THE WORK OF THE SENATE COMMITTFE BUT WAS DONE AS A COOPERATIVE GESTURE AND TO SAFEGUARD SENSITIVF BUREAU INFORMATION. MR. ROZAMUS ADVISED THAT HE WAS AWARE OF THIS AND FULLY APPRECIATED THE BUREAU'S EFFORTS IN THIS REGARD. MR. ROZAMUS FURTHER ADVISED THAT HE WOULD NOTIFY THE TAMPA OFFICE IN THE EVENT THAT HE IS CONTACTED BY A REPRESENTATIVE OF THE SENATE COMMITTEE.

END

RECD THREE

DCW FBIHQ CL CLR

cc. Putman

Airtel

1 - Mr. J. B. Adams
2 - Mr. J. A. Mintz
(1-Mr. J. B. Hotis)
6/2/75

To: Legat, Rome

From: Director, FBI

1 - Mr. W. R. Wannall
1 - Mr. V. Kolombatovic
PERSONAL ATTENTION
(Route through for review)
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

SENSTUDY 75

Enclosed is a copy of Bureau teletype 5/28/75 to selected SACs and one copy each of Bureau teletypes 5/2 and 20/75 to all SACs, latter two teletypes for background information concerning captioned matter.

You will note that the Senate Select Committee (SSC) is interested in the whereabouts of some current employees of your office, including yourself. For your additional information, an SSC Staff Member recently inquired of a former Bureau official concerning communications sent to Legat, Rome, in 1964 concerning Martin Luther King, Jr., and concerning the name of the Legat at Rome in 1964. (It was the erroneous recollection of the former Bureau official that Armand Cammarota was the Legat in Rome in 1964).

REC-109 62-116395-204

Handle all inquiries from the SSC in accordance with the enclosed instructions.

Enclosures - 3

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-18-01 BY SP2ALM/PLM

JUN 3 1975

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MAILED 20
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FBI

NOTE: Enclosed 5/2/75 tel to all offices gave general background as to Senstudy 75 and alerted field that former and incumbent employees might be contacted for interview by SSC Staff. Enclosed 5/20/75 tel alerted all SACs to possible inquiries made of field offices and action to take if contacted. SSC letter 5/14/75 enclosed a request for names and current office assignments or last known addresses of all FBI employees assigned Rome, 1964. Three employees then assigned there are still in Rome and their names are included in the copy of the 5/28/75 teletype being sent Rome. That teletype included instructions for selected offices to alert additional 1964 Rome employees who are now assigned elsewhere or no longer with FBI.

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUN 0 5 1975

TELETYPE

NR 005 NK CODE

12:00PM IMMEDIATE JUNE 5, 1975 JCG

TO DIRECTOR (62-116395)

FROM NEWARK (66-3971)

SENSTUDY 75

RE BUTEL MAY 28, 1975.

FORMER AND PRESENT EMPLOYEES LISTED IN RE BUTEL HAVE BEEN CONTACTED AND ALERTED TO POSSIBILITY OF INTERVIEWS BY SSC STAFF MEMBERS. FURTHER RECOMMENDATIONS AND SUGGESTIONS SET OUT IN BUTEL MADE KNOWN TO THESE EMPLOYEES, NONE OF WHOM HAS BEEN CONTACTED BY SSC STAFF AS YET.

BUREAU WILL BE ADVISED SHOULD THEY CONTACT THIS OFFICE RE SUCH SSC CONTACT.

END

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY SP2ALM/RW

PLS HOLD HAVE ONE MORE Y FOR YOU

REC-100

62-116395-303

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79 JUN 10 1975

C.C. Putman

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

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Director Sec'y ___

TO : Mr. J. B. Adams

DATE: 6/5/75

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

At 11:44 a.m. on June 5, 1975, Daniel M. Armstrong, III, telephonically advised me that he is scheduled to be interviewed at 10:00 a.m. on June 6, 1975, in Room 308 of the New Senate Office Building by Mark Gitenstein. He requested a Bureau representative to be available forc consultation during the interview. I told Mr. Armstrong that I would make appropriate arrangements and that the individual who would be available would contact him to make necessary arrangements prior to the interview.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY SP2ALM/RU

RECOMMENDATION:

That the Intelligence Division make available an appropriate representative to contact Mr. Armstrong (telephone number 632-6990) and to accompany him to the above-described interview.

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Daly
1- Mr. Mintz

REC-100

62-116395-208

3 JUN 9 1975

JAM:mfd
(7)

79 JUN 10 1975

1 - Mr. J. J. McDermott
(Attn: H. R. Hauer)
2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)
1 - Mr. W. M. Mooney
(Attn: J. E. Reilly)
1 - Mr. W. R. Wannall

The Attorney General

May 22, 1975

Director, FBI

1 - Mr. W. O. Cregar
1 - Mr. H. W. Dare, Jr.

UNITED STATES SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

Reference is made to memorandum from Senate Select Committee dated April 30, 1975, and appendices thereto, requesting certain documents and other information from the FBI.

Attached for your approval and forwarding to the Committee is the original of a memorandum dated May 22, 1975, "RE: FILING SYSTEM," one copy of a document captioned "FBI Indexing Procedures" which concerns the FBI's filing system and one copy each of 13 Tables of Contents for FBI forms.

A copy of this memorandum with enclosures is being provided for your records.

Enclosures (30)

62-116395

HWD/SFP:cmc
(10)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY

delivered 5/29 to Committee

3 - ENCLOSURE

62-116395-201

ENCLOSURE IN BULKY ROOM

3 JUN 9 1975

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JUN 10 1975

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO : 1975 O - 569-920

1 - Mr. J. J. McDermott
(Attn: H. R. Hauer)
2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)
1 - Mr. W. M. Mooney
(Attn: J. E. Reilly)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

62-116395

May 22, 1975

1 - Mr. H. W. Dare, Jr.

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES

RE: FILING SYSTEM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-18-01 BY SP2ALM/RW

Reference is made to memorandum from captioned Committee dated April 30, 1975, and the appendices thereto, which contained requests for documents and other information from the FBI.

In connection with Part four, concerning the FBI's filing system and printed forms utilized by this Bureau, enclosed are copies of the following:

1. Undated nine-page memorandum captioned "FBI Indexing Procedures."

2. One copy each of 13 Tables of Contents concerning forms utilized by this Bureau.

Concerning the FBI's filing system and the Committee's requests for a so-called "Clerk's Manual;" and for a list of FBI classifications used in its filing system, it will be noted that the nine-page memorandum contains the list of classifications. With respect to the so-called "Clerk's Manual," the Files and Communications Division of the FBI maintains detailed instructions which are followed by its employees in classifying mail for indexing. It is not known whether such instructions are what is referred to by the Committee as the "Clerk's Manual." These instructions consist of nine volumes of material. Because of their bulkiness and because it is not clear whether this material would serve the Committee's purpose, it is not being furnished at this time. However, it will be available for review at FBI Headquarters by the Committee Staff.

Assoc. Dir. ____
Dep. AD Adm. ____
Dep. AD Inv. ____
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HWD/SFP:cmc
(10)

SEE NOTE PAGE 2

This document is prepared in response to your request and is not for dissemination outside your Committee. Its use is limited to official proceedings by your Committee and the content may not be disclosed to unauthorized personnel without the express approval of the FBI.

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62-116395-

ENCLOSURE

GPO : 1975 O - 569-920

FILING SYSTEM

The following will explain the Tables of Contents concerning FBI forms which are being furnished in lieu of the actual forms at this time. This procedure is being followed because the forms number nearly 2,000 and many will probably be of no interest to the Committee. If the Committee will review these Tables of Contents and advise which forms it desires to see, appropriate steps will then be taken to make them available to the Committee Staff. The Tables of Contents headed "FBI Form Book" lists all FBI FD (Field Division) forms which are in use throughout the field. The remaining Tables of Contents list those forms applicable to the work of specific FBI Divisions at Headquarters. For example, forms with the prefix "1" are used in Division One (Identification); those with prefix "2" are used in Division Two (Training); etc. There are no forms peculiar to Divisions 11 (Legal Counsel) and 13 (Office of Planning and Evaluation). Those forms with prefix "0" (omnibus) are for use by two or more Divisions at Headquarters.

1 - The Attorney General

NOTE:

Clearance for making these Tables of Contents available was obtained from the Training Division for the FD forms and from each Division for its applicable forms. The Files and Communications Division has cleared the paper "FBI Indexing Procedures."

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 5/22/75

Caption of Document: United States Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities
Re: Filing System

Originating Office: FBI

Delivered by: Richard [illegible] Date: 5/29/75 @ [illegible]

Received by: [illegible signature]

Title: Office [illegible]

Return this receipt to the Intelligence Division, FBI

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62-116395 - 201

ENCLOSURE

4-528

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CHANGED TO

62-116464-5

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Hmk / cz

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

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TO : Mr. W.R. Wannall

DATE: 5/12/75

FROM : H.C. Flemister, Jr.

SUBJECT: CLEARANCE OF CERTAIN DOCUMENTS PREPARED BY THE INTERDEPARTMENTAL INTELLIGENCE CONFERENCE (IIC) FOR RELEASE TO THE SENATE SELECT COMMITTEE

The following is to record the clearance of certain documents prepared by the IIC and, in some instances, the Interdepartmental Committee on Internal Security (ICIS) for release to the Senate Select Committee (SSC).

The SSC has been furnished a paper prepared by the Intelligence Division which was a position paper on the FBI's jurisdiction in internal security matters, intelligence and counterintelligence investigations. This paper was dated 2/13/75 and set forth information taken from certain documents or parts of documents by the IIC and, in some instances, the ICIS. All of these documents have been cleared for passage to the SSC by the following members of the IIC, as well as Mr. William Wark, Executive Secretary of the ICIS:

> Mr. Rowland Morrow, Director, Defense Investigative Programs Office; Mr. Merrill Kelly, Deputy Director of Operations, ACSI, U. S. Army; Colonel Leo Olsen, OSI, U. S. Air Force; Mr. Jack Donnelly, Naval Investigative Service.

Mr. Wark advised he did not feel it necessary to clear documents through the Attorney General since they pertain to IIC matters which were merely concurred in by ICIS.

Copies of the documents involved are attached and are as follows:

Enclosures

CONTINUED - OVER

JRW:tdp (7)
1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Fulton (Lacey)
1 - Mr. Flemister
1 - Mr. Wagoner

ENCLOSURE

62-116395-

NOT RECORDED
191 JUN 4 1975

5 MAY 1975

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-26-01 BY SP2ALM/RW

JUN 10 1975

Memorandum to Mr. W.R. Wannall
RE: CLEARANCE OF CERTAIN DOCUMENTS PREPARED BY THE INTERDEPARTMENTAL INTELLIGENCE CONFERENCE (IIC) FOR RELEASE TO THE SENATE SELECT COMMITTEE

(1) Excerpt from report on the status of the Internal Security Program of the U. S. as of 6/30/58 dated 8/27/58, prepared by the IIC and the ICIS.

(2) Department of Justice memorandum dated 3/5/64 to Former Director Hoover setting forth new charter for the IIC under Attorney General supervision.

(3) Excerpt from report on the Internal Security Program dated 3/5/54, prepared by the IIC and the ICIS.

(4) Letter from Former Director Hoover, Chairman, IIC, to the Honorable McGeorge Bundy, Special Assistant to the President, The White House, dated 7/25/61 and its enclosure of 7/25/61, prepared by the IIC.

(5) Memorandum from NSC Representative on Internal Security J. Patrick Coyne to Former Director Hoover dated 11/6/50 and letter to Mr. J. Patrick Coyne, NSC, dated 11/8/50 from Former Director Hoover, Chairman, IIC, and its enclosure.

ACTION:

None. For information.

1 - Mr. ~~J. B. Adams~~
1 - Mr. . A. Mintz (J. B. Hotis
1 - Mr. R. Wannall
1 - Mr. . O. Cregar
1 - Mr. R. L. Moore

CODE TELETYPE URGENT

TO SAC EL PASO (62-1957) JUNE 3, 1975

FROM DIRECTOR FBI (105-78256)

THOMAS RIHA; MISCELLANEOUS - INFORMATION CONCERNING.

REEPAIRTEL, MAY 8, 1970.

IMMEDIATELY CONTACT DR. JOSEPH SMILEY TO DETERMINE IF CONTENTS OF AIRTEL CAN BE FURNISHED CONFIDENTIALLY TO SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES. IF SMILEY HAS RESERVATIONS ABOUT RELEASE OF INTERVIEW TO THIS COMMITTEE ASCERTAIN UNDER WHAT CONDITIONS, IF ANY, HE WOULD AGREE TO SUCH RELEASE. SUTEL ATTENTION W. O. CREGAR.

FEDERAL BUREAU OF INVESTIGATION COMMUNICATIONS SECTION JUN 3 19 155p TELETYPE

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46 JUN 5 1975

RLM:jmn jmn
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105-78256-43

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NOTE:

The Senate Select Committee has expressed an urgent interest in the details of any FBI investigation concerning the disappearance of Thomas Riha, former Professor at University of Colorado, Boulder, Colorado, in March, 1969. The Bureau conducted no investigation regarding the disappearance. There was considerable publicity with reference to a statement made by Dr. Smiley, then President of the university, that he had been informed by a Government official that Riha "was alive and well" Smiley was interviewed by the El Paso Office. Smiley furnished information in the strictest of confidence, not to be disseminated to any outside agency, regarding his contacts with a CIA representative in Boulder after the Riha disappearance. It was the CIA official who told him that Riha was alive and well. Without the Smiley interview our response to the Senate Select Committee has an obvious gap. If the Committee calls any witnesses in the Riha matter Dr. Smiley would be one of the most logical persons to call. The passage of time and other factors may have brought about a change in the mind of Dr. Smiley regarding the necessity to keep the information furnished by him in a confidential relationship with the Bureau and it is believed he should be given the opportunity to either reinforce his request for confidentiality or release the Bureau from the restriction he imposed.

RLM

RECORDS
CC-62-116395 (SENSTUDY 75)

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1 - [redacted]r. J. B. Adams
1 - [redacted] J. A. Mintz
1 - [redacted] J. B. Hotis
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

The Attorney General | May 22, 1975

Director, FBI

REC-102

Encl.

UNITED STATES SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

Enclosed for your information is the original of a memorandum concerning the interview by Senator Walter F. Mondale of the Senate Select Committee as well as members of its staff of retired FBI Special Agent John P. Devlin. A copy of this memorandum is also enclosed for forwarding to Mr. James A. Wilderotter, Associate Counsel to the President.

Enclosures (2)

62-116395

1 - 67-220521 (Personnel File for SA John P. Devlin)

WOC:cmc
(9)

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NOTE:

The furnishing of the LHM to the Attorney General with a copy for forwarding to Wilderotter is the same procedure we have followed in the past regarding the interviews of former FBI employees by the SSC Staff.

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GPO : 1975 O - 569-920

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. J. B. Hotis
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

62-116395

May 22, 1975

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES

RE: INTERVIEW OF RETIRED SPECIAL AGENT (SA)
BY SENATOR WALTER F. MONDALE AND
STAFF MEMBERS OF THE SENATE SELECT
COMMITTEE (SSC)

ALL INFORMATION CONTAINED
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Set out below is information voluntarily furnished to the FBI by retired SA John P. Devlin following his voluntary appearance before Senator Mondale and Staff Members of the Senate Select Committee on May 19, 1975. Devlin's appearance followed an interview of him by Senate Select Committee Staff Member Michael T. Epstein on April 25, 1975. A memorandum reporting the results of the April 25, 1975, interview was forwarded to the Attorney General as an enclosure to my letter to the Attorney General dated May 8, 1975, entitled "United States Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities."

On May 19, 1975, Devlin was interviewed by Senator Mondale; SSC Chief Counsel Frederick A. O. Schwarz, Jr.; Assistant Minority Counsel Charles Kirbow; and Epstein. The interview was conducted in a building across the street from the Dirksen Building in Washington, D. C., and lasted from approximately 2:00 p.m. to 3:20 p.m. Devlin was not subpoenaed to appear but appeared voluntarily. He was placed under oath by Senator Mondale.

At the outset of the interview Devlin was advised of his rights; that he could be represented by counsel and that if he had none, but desired counsel, the Committee Staff would attempt to provide one for him. At the conclusion of the interview he was thanked but given no indication as to whether he would be called to testify before the SSC.

1 - 67-220521 (Personnel File for SA John P. Devlin)

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SEE NOTE PAGE 4

62-116395-199

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Re: Interview of Retired Special Agent (SA)
by Senator Walter F. Mondale and
Staff Members of the Senate Select
Committee (SSC)

Following being advised of his rights, Devlin was asked who sent him to Atlantic City and why he was sent. He advised he received his instructions from Special Agent in Charge Ralph Bachman through Devlin's supervisor, SA Vincent Murphy. It is to be noted here that upon being interviewed by Epstein on April 25, 1975, Devlin had indicated he had received his instructions through his supervisor, SA William Gagnon. Devlin corrected this mistake during the interview of May 19, 1975. As to why he was sent, Devlin advised that as a sound man of the Newark Office he was sent to Atlantic City, New Jersey, to install a technical surveillance on Martin Luther King, Jr., who occupied a room at the Claridge Hotel in that city. Devlin was asked whether the monitoring plant for the electronic surveillance was located in the same hotel. Upon being advised it was the interviewers' desire to know whether the location of the plant at the Claridge Hotel was also designed to serve as a physical lookout on King's room, Devlin advised he was not aware that the FBI employed a physical lookout on King's hotel room. Devlin was also asked whether he installed a microphone in the room of King. He advised that he had not because it was not technically feasible. Also of concern to those interviewing Devlin on May 19, was whether he had personal knowledge as to whether the Attorney General had approved the electronic surveillance on King's telephone. Devlin replied he had no personal knowledge but assumed such authority had been obtained by his supervisor. Devlin was also asked if he could recall any conversations over King's phone which were monitored. Devlin replied that the only recollection he had involved conversations between King and his wife wherein they discussed her plans to travel to Atlantic City. Additionally, he did recall conversations involving the noted entertainer, Mehalia Jackson, who was appearing at that time in Atlantic City. Devlin could not recall the substance of the conversation with Jackson. He was also asked whether he retained or possessed any

Re: Interview of Retired Special Agent (SA)
by Senator Walter F. Mondale and
Staff Members of the Senate Select
Committee (SSC)

notes regarding the activity that occurred in Atlantic City during the Democratic Party Nominating Convention during the summer of 1964. Devlin advised that he did not retain any notes but subsequent to the original contact of him by Epstein, Devlin called SA John Connelly of the FBI Office in Newark in an effort to review any available material that might refresh his recollection. Connelly advised Devlin that all materials and notes retained by the Newark Office were forwarded to FBI Headquarters. This information was conveyed to the interviewers on the occasion of the May 19, 1975, interview.

Devlin also was asked if he ever questioned the technical coverage of King inasmuch as it appeared to be for political rather than security reasons. Devlin replied that he had no reason to question the technical coverage of King. He also was asked if he personally met with Mr. Cartha DeLoach of the FBI while both were in Atlantic City. Devlin advised he could not recall whether he actually met DeLoach, pointing out that SA Billie D. Williams was assigned the liaison responsibility with DeLoach.

Devlin was asked whether he had contacted the FBI following his original interview by Epstein on April 25, 1975. Devlin advised he had reported the interview by Epstein to the FBI Office in Newark, New Jersey. He further advised that subsequent to this, he received a call from Newark Assistant Special Agent in Charge Herbert Clough who informed him that should he be contacted in the future, and should he feel he needed to consult with FBI officials, he could call the Legal Counsel Division, FBI Headquarters, in Washington, D. C., collect, for such consultation. Senator Mondale desired to know who Devlin saw upon his arrival in Washington, D. C., on the morning of May 19, 1975, and specifically what instructions he received from the FBI. Devlin advised Senator Mondale that

Re: Interview of Retired Special Agent (SA)
by Senator Walter F. Mondale and
Staff Members of the Senate Select
Committee (SSC)

upon arrival in Washington, D. C., he reported to Inspector John Hotis of the Legal Counsel Division and Paul V. Daly of the FBI at which time he was advised of what obligations he had to the Attorney General as a former employee of the FBI to protect information obtained by virtue of his former employment in the FBI. Subsequent to Devlin's meeting with Mr. Hotis and Mr. Daly, he spent the remainder of the morning with SA William O. Cregar. Mondale desired to know specifically what Devlin and Cregar discussed. Devlin advised that other than discussing mutual friendships in the FBI, Cregar advised of what Cregar's role would be in accompanying him to the interview and specifically that Devlin could feel free to ask for the opportunity to consult with Cregar during the interview if the line of inquiry could possibly reveal the identity of sources, sensitive methods or investigative techniques, information derived from third agencies, or information which could adversely affect sensitive ongoing investigations.

NOTE:

Original and one copy to the Attorney General (AG) for forwarding the copy of the memorandum to James A. Wilderotter, Associate Counsel to the President. The information contained herein was orally furnished to SA W. O. Cregar by former SA Devlin following his interview of May 19, 1975.

~~1 - Mr. J. A. Mintz~~
~~1 - Mr. W. R. Wannall~~

June 4, 1975 1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

ORAL INFORMATION PROVIDED TO THE SENATE SELECT COMMITTEE INVESTIGATING INTELLIGENCE ACTIVITIES (SSC)

1. SUBJECT: Martin Luther King, Jr.

2. WITNESS' ORGANIZATION: Retired Special Agent of FBI

3. FILE REFERENCE NO.: Bureau file 62-116395

4. DATE OF INTERVIEW: 5/19/75

5. INTERVIEWERS: Senator Walter F. Mondale of the SSC; SSC Chief Counsel Frederick A. O. Schwarz, Jr.; SSC Assistant Minority Counsel Charles Kirbow; and SSC Staff Member Michael T. Epstein.

6. CLASSIFICATION OF INFORMATION: Unclassified

7. SUMMARY OF CONTENT: Witness was interviewed under oath, although he did not appear under subpoena, as a follow-up to an earlier interview of him by an SSC Staff Member. His testimony concerned his participation in the former FBI investigation of Martin Luther King, Jr.

8. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

62-116395
SFP:ekw
(6)

Delivered 6/5/75

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

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62-116395-198

17 JUN 6 1975

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GPO 951-546

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

3 JUN 1975

Intelligence Community Staff

Sensitivity - '75

Mr. William O. Cregar
Federal Bureau of Investigation
Room 4123
J. Edgar Hoover Building

Dear Bill:

Attached is a letter to the Chairman of the Congressional Joint Committee on Atomic Energy, signed by the DCI on 29 May 1975. It deals with the custody for and access to certain particularly sensitive material. This is an effective arrangement for the protection of special matters.

Sincerely,

John M. Clarke
Associate Deputy to the DCI
for the Intelligence Community

Enclosure:
As Stated

62-116395

REC- 102

62-116395-197

17 JUN 6 1975

84 JUN 6 1975

Executive Registry
75-6430/1

CENTRAL INTELLIGENCE AGENCY
WASHINGTON, D.C. 20505

OLC 75-1163

29 MAY 1975

Honorable John O. Pastore, Chairman
Joint Committee on Atomic Energy
United States Congress
Washington, D.C. 20510

Dear Mr. Chairman:

In my letter to you on 20 May 1975 I requested your assistance in making the Joint Committee's secure storage facilities available for the retention of certain sensitive material to which access is needed by the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities. Those arrangements have been made with Mr. George Murphy and with the Select Committee. I want to thank you for making the facilities available and for permitting Mr. Murphy to be the custodian of the material.

A further need has now arisen for the same kind of arrangement for the House Select Committee on Intelligence. Again I would be very grateful to you and Mr. Murphy if a similar arrangement could be made for the members of the House Committee and members of the Committee staff designated for access to such material by mutual agreement of Chairman Nedzi and myself.

Sincerely,

/s/ W. E. Colby

W. E. Colby
Director

Distribution:
Original - Addressee
1 - DCI
1 - Mr. Knoche
1 - ER
1 - Mr. Clarke
1 - Select Committee
1 - OLC Chrono
1 - JCAE File

62-116395-197
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OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

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Director Sec'y

TO : Mr. J. B. Adams

DATE: May 23, 1975

FROM : Legal Counsel

SUBJECT: SENSTUDY 1975

Mr. John Elliff, Domestic Intelligence Task Force Director of captioned Committee advised that they were in receipt of a letter from the U. S. Postal Service informing the Committee an inquiry concerning the identity of all mail covers placed by the FBI since 1960, should be directed to the FBI.

Elliff inquired as to whether a letter from the Committee concerning this particular request should be directed to the Bureau or Attorney General. He was instructed the request should be directed to the Attorney General. Elliff said that he would direct such a letter to the Attorney General making a request concerning mail covers in the near future.

RECOMMENDATION:

The Intelligence, Special Investigative and General Investigative Divisions should gather necessary material so that the appropriate response might be prepared.

PVD JBH/PVD

1-Mr. Wannall
1-Mr. Cregar
1-Mr. Cleveland
1-Mr. Gebhardt
1-Mr. Mintz
1-Mr. Hotis
1-Mr. Daly

PVD:lgp
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REC- 102

62-116395-196

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17 JUN 6 1975

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2 - Legal Counsel Division
(1-Mr. J.C. Farrington)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

The Attorney General

April 21, 1975

1 - Mr. P. T. Blake

Director, FBI

UNITED STATES SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-26-01 BY SP2ALM/RW

Reference is made to a letter from the Senate Select Committee dated March 19, 1975, requesting certain documents and other information from the Federal Bureau of Investigation (FBI).

Two of the documents requested were the Special Report of the Interagency Committee on Intelligence (Ad Hoc) dated June, 1970, and the original report on COINTELPRO activities prepared by the Committee headed by Assistant Attorney General Henry Petersen. With respect to the original report on COINTELPRO activities, pursuant to the conversation between Mr. John C. Keeney, Department of Justice, and Special Agent James C. Farrington, FBI Headquarters, on March 27, 1975, it was agreed the Department would await receipt of the Bureau's opinion prior to formulating its response to Senator Church's request for the 39-page Petersen report on COINTELPRO.

The 39-page COINTELPRO report, as well as all but one of Exhibits A through P attached thereto, contains matters relating to the internal deliberations of Department and FBI representatives who constituted the study Committee headed by former Assistant Attorney General Petersen. It is, therefore, suggested that if it is decided the report should be made available to Senator Church, it be done with the provision it not be made public.

EX 104 REC-59 62-116395-195 MAY 1 1975

Concerning the exhibits referred to in the text of the report: Exhibits A through L are summaries and memoranda prepared by the FBI or by Department attorneys based on their review of FBI material, and some of these are classified "Secret"; Exhibits M and N are legal memoranda prepared by Department attorneys in connection with the study Committee inquiry; Exhibit P is a work paper prepared by the FBI setting

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Delivered to Jack Fuller, Atty Gen's Office, 5:30 pm 4/22/75 JBK

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GPO 954-546

forth overall recommendations relating to counterintelligence activity. All of these exhibits are in the nature of deliberative, internal work papers wherein opinions were freely expressed because they were not prepared with the idea in mind of publication, and it would appear they would be exempt from disclosure even if the report itself is furnished to Senator Church.

It is, therefore, recommended that, due to the above considerations, those exhibits prepared by the FBI not be furnished to Senator Church if you do decide to give him the report. It is felt the Department should determine if those exhibits prepared solely by the Department, such as Exhibits M and N, should be furnished to the Senator, but it is our recommendation that they not be for the same reasons as stated above.

Exhibit O is a press release dated December 7, 1973, which, of course, is already public source in nature.

You will recall that then Deputy Attorney General Laurence Silberman, in testimony before the Civil Rights and Constitutional Rights Subcommittee of the House Committee on the Judiciary as to why this 39-page report should not be furnished to that Committee stated, "...if we had thought it was appropriate to release the full discussion we would have done so at the time. There are a lot of internal working documents in the Justice Department which go to the making of a final report. This is the Attorney General's report."

Attached for your approval and forwarding to the Committee is the original of a memorandum which sets forth the status of their request for the two documents. A copy of this memorandum is enclosed for your records.

Enclosures - 2

2 - Legal Counsel Division
(1-Mr. J.C. Farrington)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. P. T. Blake

April 21, 1975

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES

Reference is made to letter dated March 19, 1975, to the Attorney General from the Chairman of captioned Committee, which enclosed certain requests for documents and other information from the Federal Bureau of Investigation.

One of the requests, under V., A., was the Special Report of the Interagency Committee on Intelligence (Ad Hoc) dated June, 1970. This is the so-called "Huston Report" and was prepared for the White House. Under the circumstances, this request has been referred to the White House.

Under V., B., a request was made for the original report on COINTELPRO activities prepared by the Committee headed by Assistant Attorney General Henry Petersen. Since that report is the property of the Department of Justice, the request has been referred to that Department.

1 - The Attorney General

EWL:glw/jvl
(8)

ALL INFORMATION CONTAINED
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DATE 1-26-01 BY SP2ALM/RW

6/3/75 P.V. Daly advised LHM not delivered to SSC ... SSC ... TJM

Delivered to Jack Fuller, Atty Gen's off, 5:30 pm, 4/22/75 JBH

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GPO 954-546

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz

PERS. REC. UNIT

The Attorney General

May 23, 1975

Director, FBI

1 - Mr. W. R. Wannall
1 - Mr. J. B. Hotis
1 - Mr. W. O. Cregar
1 - Mr. P. V. Daly

U. S. SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES

Enclosed for your information is the original of a memorandum concerning an interview by Staff Members of captioned Committee of Mr. John P. Mohr, former Assistant to the Director of the FBI. A copy of this memorandum is also enclosed for forwarding to Mr. James A. Wilderotter, Associate Counsel to the President.

Enclosures - 2

62-116395

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY

1 - 67- (Personnel File of John P. Mohr)

WOC:ekw
(10)

REC-180 62-116395-194

17 JUN 5 1975

ENCLOSURE

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Telephone Rm.
Director Sec'y

MAIL ROOM ☑ TELETYPE UNIT ☐

84 JUN 5 1975

GPO 954-546

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. J. B. Hotis

62-116395

May 23, 1975

1 - Mr. P. V. Daly
1 - Mr. W. O. Cregar

U. S. SENATE SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER ASSISTANT TO THE
DIRECTOR JOHN P. MOHR BY SSC STAFF
MEMBERS

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RW

Set out below is information voluntarily furnished to the FBI by Mr. Mohr following his interview by representatives of the Staff of the SSC in Washington, D. C., on May 9, 1975.

Mr. Mohr was interviewed by Staff Members Mark Gitenstein, Lester B. Seidel, and Thomas Dawson from approximately 10:20 a.m. to 12:30 p.m. He was not placed under oath and he was not advised of his rights or that he could be represented by personal counsel.

At the outset of the interview, it was apparent that its purpose was to assist the SSC Staff Members in trying to understand how the flow of mail proceeded in the FBI under Mr. Hoover's directorship. For example, Mr. Mohr was shown FBI documents relating to the Socialist Workers Party as well as COINTELPRO documents which were obtained by Mr. Carl Stern under the Freedom of Information Act. No substantive questions were directed to Mr. Mohr regarding these documents but were shown to him in order that Mr. Mohr might identify who the final authority was in approving such documents.

In addition to the above, the Staff Members asked Mr. Mohr to explain the difference between an SAC Letter and a letter to all SACs. They also asked Mr. Mohr if the Bureau maintained a separate file on all SAC Letters.

1 - 67- (Personnel File of John P. Mohr)

WOC:ekw
(10)

SEE NOTE PAGE THREE

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ENCLOSURE

62-116395-194

U. S. SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

RE: INTERVIEW OF FORMER ASSISTANT TO THE DIRECTOR JOHN P. MOHR BY SSC STAFF MEMBERS

Mr. Mohr was also questioned about the procedures he followed in securing Mr. J. Edgar Hoover's office after Mr. Hoover's death. Mr. Mohr told the Staff Members that the article which appeared in "The Washington Star" by columnist Jeremiah O'Leary was an accurate recording of what took place following Mr. Hoover's death. The Staff Members requested Mr. Mohr review in considerable detail exactly what he did to secure Mr. Hoover's office following his death.

The question of former Associate Director Clyde Tolson's will was also raised by Staff Members. Mr. Mohr advised the interviewers that Hillory Tolson, brother of Clyde Tolson, had not decided at that time whether he was going to contest the will.

Mr. Mohr was also asked about the whereabouts of Miss Helen Gandy, former Executive Assistant to Mr. Hoover. He advised that he did know her whereabouts and telephone number but promised he would not reveal them to anyone. Mr. Mohr was asked whether Miss Gandy would agree to being interviewed by Staff Members of the SSC. He advised that he would attempt to persuade Miss Gandy to agree to being interviewed on the condition he be allowed to be present during the entire interview. The Staff Members interposed no objection to that arrangement and Mr. Mohr indicated that he would advise Mr. Gitenstein of Miss Gandy's desires under the conditions stipulated above.

On May 12, 1975, Mr. Mohr telephonically advised that he recalled some additional topics covered during the interview of May 9, 1975, which he desired to furnish to the FBI. Specifically, Mr. Mohr recalled that he was asked if he knew who prepared the "surreptitious letters" the Bureau had mailed in the Socialist Workers Party case. Mr. Mohr advised the Staff Members that he did not know but presumed those letters were prepared in the Document Section of the FBI Laboratory.

Mr. Mohr also recalled that during his interview of May 9, 1975, he had advised Miss Gandy had turned over to Mr. Mark Felt of the FBI the official and confidential files of Mr. Hoover which amounted to one-half a file drawer. Subsequently, Mr. Mohr learned from Miss Gandy that the official and confidential files turned over to Mr. Felt amounted to one and one-half file drawers. This information was subsequently furnished to Mr. Gitenstein by Mr. Mohr. On that occasion, Mr. Gitenstein asked Mr. Mohr whether an itemized list of the official and confidential files was made and if so where the list was. Mohr told Gitenstein that he was sure a list was made and that in all probability the list accompanied the official and confidential files turned over to Mr. Felt by Miss Gandy.

In addition to the above, Mr. Mohr on May 12, 1975, recalled that Gitenstein asked about a requirement of all Bureau employees to turn over any confidential files in their possession ordered by Mr. Hoover following the revelation that former Assistant to the Director William C. Sullivan had turned over certain confidential files to former Assistant Attorney General Mardian. Mr. Mohr advised Gitenstein that Mr. Hoover had in fact levied such a requirement on Bureau officials and that all confidential files were to be turned over to Mr. Felt along with a memorandum explaining the nature of these files. Gitenstein asked Mohr where these memoranda would be filed. Mohr responded by saying he presumed they were confidential memoranda and would have gone with the confidential files turned over to Mr. Felt by Bureau officials maintaining such files.

NOTE: The original and one copy of this LHM is being furnished to the Attorney General. The copy is to be forwarded by the Attorney General to Mr. James A. Wilderotter, Associate Counsel to the President. The information herein was taken from two memoranda, Cregar to Wannall, dated 5/9 and 12/75 entitled "Senstudy 75."

~~1 - Mr. J. A. Mintz~~
~~1 - Mr. W. R. Wannall~~
June 2, 1975 1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

ORAL INFORMATION PROVIDED TO THE SENATE
SELECT COMMITTEE INVESTIGATING
INTELLIGENCE ACTIVITIES (SSC)

1. SUBJECT: FBI mail flow procedures and other miscellaneous matters.

2. WITNESS' ORGANIZATION: Retired Special Agent, FBI

3. FILE REFERENCE NO.: 62-116395

4. DATE OF INTERVIEW: 5/9/75

5. INTERVIEWERS: SSC Staff Members Mark Gitenstein, Lester B. Seidel, and Thomas Dawson.

6. CLASSIFICATION OF INFORMATION: Unclassified

7. SUMMARY OF CONTENT: The witness was questioned and furnished information concerning procedures relating to the flow of mail at FBI Headquarters and other miscellaneous matters such as the difference between an SAC Letter and a letter to all SACs.

8. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

62-116395
SFP:ekw ekw
(6)

ALL INFORMATION CONTAINED HEREIN ... 1-19-01

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

REC-100

62-116395-193

JUN 5 1975

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GPO 954-546

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

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Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 5-29-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

Deputy Assistant Attorney General, K. William O'Connor requested on 5-28-75, that he be given the opportunity to review summaries of the five recently uncovered COINTELPRO programs. O'Connor stated that in view of captioned Committee's request concerning COINTELPRO and his position of being in charge of Bureau and Departmental responses to Committee requests, he felt that it would be advantageous for him to be generally aware of the contents of the five newly uncovered programs. Mr. O'Connor stated he had previously reviewed the other COINTELPRO programs. [while in Civil Rights Division]

RECOMMENDATION:

That Mr. O'Connor be allowed to review the five recently uncovered COINTELPRO programs.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-00 BY SP2ALM/RW/jm

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Ryan
1 - Mr. Mintz
1 - Mr. Hotis
1 - Mr. Daly

REC-100

62-116395-192

PVD:eek
(8)

JUN 5 1975

FIVE

84 JUN 5 1975

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. J. B. Adams
1 - Mr. T. J. Jenkins

TO : Mr. W. R. Wannall

DATE: 5/22/75

FROM : W. O. Cregar

1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

SUBJECT: SENSTUDY - 75

Assoc. Dir. / Dep. AD Adm. / Dep. AD Inv. / Asst. Dir.: / Admin. / Comp. Syst. / Ext. Affairs / Files & Com. / Gen. Inv. / Ident. / Inspection / Intell. / Laboratory / Plan. & Eval. / Spec. Inv. / Training / Legal Coun. / Telephone Rm. / Director Sec'y

Reference is made to my memorandum dated 5/19/75 advising of the receipt of a letter from the Senate Select Committee (SSC) to the Attorney General dated 5/14/75, appending requests for additional documents and other information.

Specific attention is invited to Appendix A, item number 5, which requests:

"All Memoranda of the FBI and the Justice Department discussing the legal authority of the FBI to use the following techniques to (1) investigate internal security matters, (2) collect intelligence information, and (3) engage in counter-intelligence activities (see letter from the Chief Counsel to the Deputy Attorney General dated April 23, 1975):

a. All forms of electronic surveillance, including consensual electronic surveillance;

b. All forms of mail surveillance, including mail covers and opening mail;

c. Surreptitious entry;

d. All forms of physical surveillance, including agent infiltration, observation, photography, and remote viewing and sensing devices;

e. Informants, including possible entrapment, provocation, interference with lawyer-client relationship, or other problems;

f. Obtaining bank, credit, or other personal information;

g. Incommunicado interrogation;

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-26-01 BY SP2ALM/RW

REC-100 62-116395-191

62-116395

17 JUN 5 1975

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CONTINUED - OVER

84 JUN 5 1975

h. Maintenance of files and records;

i. Dissemination of information from files and records;

j. So-called "COINTELPRO" techniques and methods, including all forms of organizational 'disruption.'"

Appendix B, item number 4, requests:

"For each of the techniques described in Item 5 of Appendix A above, all memoranda and other materials relating to:

a. The original decision to utilize the technique in internal security, intelligence collection, and/or counterintelligence matters, operations, or activities.

b. The policies and procedures of the FBI for the utilization of the technique in internal security, intelligence collection, and/or counterintelligence matters, operations, or activities."

It would appear appropriate that response to Appendix A, item number 5, be prepared by the Legal Counsel Division. It is also apparent that response to Appendix B, item number 4, should be closely coordinated although responsibility for research in this area would appear to fall more logically within the Intelligence Division.

RECOMMENDATIONS:

1. That Legal Counsel Division assume responsibility for preparing response contained in Appendix A, Item number 5.

 CONTINUED - OVER

RECOMMENDATIONS - CONTINUED

Memorandum to Mr. W. R. Wannall
Re: SENSTUDY - 75
62-116395

RECOMMENDATIONS - CONTINUED:

2. Intelligence Division will assume responsibility for preparing response to item number 4, Appendix B, with input from the Legal Counsel Division.

EWL / [signature]

WRW

PVM

[signature]

JMA

2 - Mr. S. F. Phillips

June 3, 1975

MATERIAL FOR SENATE SELECT COMMITTEE (SSC)
INVESTIGATING INTELLIGENCE ACTIVITIES

1. TITLE/SUBJECT: Legal Authorities of the FBI

2. ORIGINATING ORGANIZATION: FBI

3. NATURE OF MATERIAL: Letterhead memorandum (LHM) and its enclosures described below.

4. DOCUMENT CLASSIFICATION: Some of the enclosures to the LHM classified "Top Secret."

5. NATIONAL SECURITY INFORMATION STAMP: Should have

6. SUMMARY OF CONTENTS: The LHM refers to a prior LHM furnished to the SSC enclosing a copy of "Intelligence Division Position Paper on Jurisdiction" dated 2/13/75 and noted that certain exhibits were extracted prior to dissemination due to Third Agency Rule considerations. LHM advised that those considerations had been resolved and that the exhibits were being furnished with the LHM.

7. REQUESTOR/DATE OF REQUEST: SSC. 3/19/75. Response pertains to Part I of the SSC original letter of request dated 3/19/75.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY

8. RELEASING AUTHORITY: FBI

9. DATE OF SUBMISSION: 5/20/75

REC-10 62-116395-190

10. LOCATION OF FILE COPY: FBI file 62-116395

11. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: Third Agency Rule clearances obtained.

62-116395

SFP:ekw (4)

17 JUN 5 1975

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

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GPO : 1975 O - 569-920

1 - Mr. R. E. Gebhardt
(Attn: J. W. Hines)
2 - Legal Counsel Division
(1 - Mr. J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. K. A. Mendenhall

The Attorney General

May 29, 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RW

Director, FBI

UNITED STATES SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

Reference is made to a letter from the Senate Select Committee dated May 14, 1975, with attached appendices A thru D requesting certain documents and other information.

Under item 26 of Appendix C, a request is made for "All reports prepared by the Office of Criminal Justice of the Department of Justice pursuant to the request in September 1974 of the Attorney General and/or Deputy Attorney General pertaining to the so-called 'Wounded Knee' case and any other so-called 'political trial' or other prosecutions brought by the Special Litigation Section of the Internal Security Division."

Under item 27 of Appendix C request is made of the Federal Bureau of Investigation for "All memoranda or other materials prepared by the FBI relating to the reports described in Item 26."

The Department is requested to advise this Bureau if reports which are requested in Appendix C under item 26 with respect to the "'Wounded Knee' case" were furnished to the FBI. If such reports were furnished please advise under what captions and dates these reports were submitted and identify by captions and dates all FBI communications on which your reports were based. If these reports were not furnished this Bureau please provide copies to us when you identify the FBI communications as requested herein.

REC-100 62-116395-188

You are also requested to provide to this Bureau copies of those reports, including sufficient information identifying FBI communications on which they were based, which will be furnished the Senate Select Committee per its request for "any other so-called 'political trial' or other prosecutions brought by the Special Litigation Section of the Internal Security Division."

62-116395

17 JUN 5 1975

KAM:cmc
(10)

SEE NOTE PAGE 2

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GPO 954-546

The Attorney General

Inasmuch as this Bureau's response to item 27 of Appendix C enclosed with referenced letter depends on your response to item 26, you are requested to furnish the desired information as soon as possible in order that we may comply with the Senate Select Committee request. Since all reports requested under item 26 were prepared by the Department this Bureau will take no action to provide copies of these reports to the Committee.

1 - The Deputy Attorney General
Attention: K. William O'Connor
Special Counsel for
Intelligence Coordination

NOTE:

Until such time as we determine what information will be furnished the Senate Select Committee by the Department under item 26 mentioned above we believe our response on item 27 to the Senate Select Committee should be delayed. This will enable us to provide material requested by the Senate Select Committee which will correspond to information being provided by the Department.

Trial material relating to Wounded-Knee case was handled by the General Investigative Division and this part of the request is being coordinated with SA J. C. Gordon who supervised the Wounded-Knee case. Upon receipt of requested information from the Department, General Investigative Division will be notified so an appropriate response may be compiled regarding Wounded-Knee matter. Intelligence Division will conduct necessary reviews for information pertaining to other prosecutions by "Special Litigation Section" of the Department.

DCI/IC 75-2008

29 MAY 1975

MEMORANDUM FOR: Members of the USIB Ad Hoc Coordinating Group

SUBJECT : Certification of Clearances for Classified Information and Compartmented Information of Staff Members of the Senate Select Committee

Senstudy -'75

1. Arrangements have been made so that the Compartmented Information Branch (CIB) of CIA will maintain, as a matter of common concern, an up-to-date listing of all staff members of the Senate Select Committee who have been certified by the Committee for access to classified information up to and including TOP SECRET and also those who have been certified and briefed for compartmented information.

2. CIB will attempt to keep this listing in a current status and telephone inquiries can be made by calling 351-5507 (IDS 143-5507) during the hours 0800 to 1730 Monday through Friday. Periodically, a current listing of the individuals certified will be disseminated to members of the USIB Ad Hoc Group.

3. It is contemplated this same procedure will be followed for the House Select Committee when certification of clearances are received from this Committee and you will be advised when such procedure is instituted.

62-116395-

John M. Clarke
Associate Deputy to the DCI
for the Intelligence Community

NOT RECORDED
12 JUL 25 1975

Records Pls. file
62-116395

5

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. Adams

DATE: 5/21/75

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE

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Director Sec'y

At approximately 9:00 a.m. on May 21, 1975, retired Special Agent Alan G. Sentinella appeared in my office prior to his appointment to receive a subpoena and to testify at 9:30 a.m. on 5/21/75 at Washington, D.C., before the Senate Select Committee. I told Mr. Sentinella that it would not be possible for me to furnish him personal counsel prior to or during his testimony, however I felt it was appropriate for me to furnish him certain information. I told Mr. Sentinella that he was entitled to be represented by a personal counsel of his own choice at any time and that if he chose to secure the services of a private attorney he was at liberty to do so.

I also told Mr. Sentinella that under the rules of the Senate Select Committee (Rule 6.4), a witness may be accompanied by counsel during testimony and a witness who is unable to obtain counsel may inform the Committee of that fact and the Committee is obliged to endeavor to obtain voluntary counsel for the witness. I told him that the rules further provide that the failure to obtain counsel would not excuse him from appearing and testifying.

I asked Mr. Sentinella whether he had been given any advice by the Committee concerning his right to counsel and whether he had received a copy of the Committee's rules as required by regulations in the rules (Rule 6.1). Mr. Sentinella said that he had not been so advised and he had not been given a copy of the rules by any representative of the Committee.

I told Mr. Sentinella that as to matters other than the presence of personal counsel, no understanding had been reached with the Committee.

COPY RETAINED IN PERSONNEL RECORDS UNIT

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Mintz
JAM:mfd (6)

REC-102

62-116395-181

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RW

CONTINUED - OVER

MAY 27 1975

LEGAL COUNSEL

84 JUN 5 1975

I further explained to him that the Attorney General Order relating to responses to subpoenas would apply to him and that we had been advised that the Department had approved a waiver of the Attorney General Order limitation permitting his testimony, but only as to matters concerning Martin Luther King, Jr., and Stanley David Levison, and the Southern Christian Leadership Conference, including related matters. I told Mr. Sentinella that should the questioning involve other areas and he was in doubt as to his authorization to respond, he could request an opportunity to consult with the Department to secure approval for his testimony consistent with the terms of the Attorney General Order. I also reminded Mr. Sentinella that a representative of the FBI would be available during his testimony for such consultation as he felt might be necessary. I told him that SA Paul Daly would be available for that purpose.

I told Mr. Sentinella that our concern is not that matters of historical fact might be revealed, but that testimony which might be required of him could impair the Bureau's current efforts to discharge its responsibilities. I explained that in specific terms what this meant was that information that would identify sensitive sources, techniques or methods, or that would identify confidential informants, or would expose current investigative operations should be reserved for members of the Committee or perhaps the Chairman of the Committee depending upon the sensitivity of the particular information. I advised him that in the event such matters are involved in the questioning he could request consultation and that arrangements could be made for the answers to be supplied under appropriately limited conditions. I told Mr. Sentinella that as to other areas of possible testimony, the Bureau would impose no request that he decline to answer questions.

Mr. Sentinella advised me that he understood the matters I had explained to him and that he did not at this time feel the need of personal counsel because he said that he did not regard the appearance as one in the nature of a grand jury appearance. I told Mr. Sentinella that he should be aware that his testimony would be given under oath and in the event he made a statement that was self-incriminatory, it could be used against him. I reminded him I was not advising him in order to deter him from furnishing testimony, but only telling him of the protections he has under the

CONTINUED - OVER

Memorandum to Mr. Adams
Re: Senate Select Committee

Constitution against self-incrimination. He said he would keep that matter in mind.

Mr. Sentinella said that he would like to volunteer the results of his interview at the conclusion of the interview and he also would like to have an opportunity to review a transcript of the testimony for accuracy.

RECOMMENDATION:

For information.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 16 1975

TELETYPE

NR 019 SF PLAIN

7:09PM NITEL MAY 16, 1975 KEK

TO: DIRECTOR (62-116395) (ATTN: OFFICE OF LEGAL COUNSEL)

FROM: SAN FRANCISCO (62-6887)

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SENSTUDY, 1975

RE BUREAU NITEL TO ALL OFFICES MAY 2, 1975.

ON MAY 16, 1975, FORMER SAN FRANCISCO SUPERVISOR DAVID E. TODD CALLED AND ADVISED HE HAD RECEIVED CALL FROM LESTER SEIDEL, SENATE SELECT COMMITTEE, WANTING TO INTERVIEW TODD RE DOMESTIC COUNTERINTELLIGENCE OPERATIONS, SPECIFICALLY, BLACK PANTHER PARTY. TODD SAID HE WANTED TO BE COOPERATIVE BUT WAS APPREHENSIVE REGARDING DIVULGING INFORMATION AS A RESULT OF HIS FBI EMPLOYMENT. HE WAS INSTRUCTED TO IMMEDIATELY CALL COLLECT THE OFFICE OF THE LEGAL COUNSEL AT FBIHQ. HE SAID HE WOULD DO THIS.

TODD ALSO ADVISED THAT SEIDEL HAD TOLD HIM THE COMMITTEE ALSO WANTED TO INTERVIEW FORMER SAN FRANCISCO SUPERVISOR ALBERT P. CLARK.

END

EX 104

REC 67

62-116395-186

17 MAY 28 1975

CC

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 29 1975

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NR 005 AX CODE

3:20 AM U R G E N T MAY 29, 1975 DKL

TO DIRECTOR (62-116395)

FROM ALEXANDRIA (62-217) (RUC) 1 PAGE

SENSTUDY 75.

REBUTEL TO ALEXANDRIA, MAY 28, 1975.

ON MAY 29, 1975, FORMER EMPLOYEES COURTLAND J. JONES AND BERNARD A. WELLS WERE CONTACTED BY ASAC MICHAEL A. MORROW, IN ACCORDANCE WITH BUREAU INSTRUCTIONS, AND FURNISHED INFORMATION SET OUT IN REFERENCED TELETYPE.

END

HOLD

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/R

REC-100

62-116395-185

Records

cc 67-155313 (Jones)
67-436022 (Wells)

PERS. REC. UNIT

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84 JUN 5 1975

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

7:49 PM NITEL 5/30/75 JAN

MAY 30 1975

TELETYPE

TO: DIRECTOR (62-116395)

FROM: BALTIMORE (66-3127)

SENSTUDY 75

RE BUTEL MAY 28, 1975.

THE FOLLOWING INDIVIDUALS WERE CONTACTED ON THE INDICATED DATES BY THE ASAC AND INSTRUCTIONS INRETEL FOLLOWED.

NONE OF THEM HAVE BEEN CONTACTED BY THE SENATE SELECT COMMITTEE STAFF TO DATE, AND EACH STATED THEY WOULD CONTACT THE FBI SHOULD THEY BE CONTACTED IN THE FUTURE.

MAY 29, 1975 - ROBERT H. HAYNES, 205 NORTHMOOR DRIVE, SILVER SPRING, MARYLAND.

MAY 30, 1975 - ERNEST H. BELTER, 616 EDNOR ROAD, SILVER SPRING, MARYLAND.

MAY 30, 1975 - STERLING B. DONAHOE, 2813 SPIRAL LANE, BOWIE, MARYLAND.

END

REC-100

62-116395-184

ALL INFORMATION CONTAINED
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DATE 1-19-01 BY SP2ALM/Rw

Records:
CC-67-140656 (Belter)
67-438869 (Haynes)
67-177725 (Donahoe)

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Director Sec'y ___

84 JUN 5 1975

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 30 1975

TELETYPE

Assoc. Dir.
Dep.-A.D.-Adm.
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Training
Legal Coun.
Telephone Rm.
Director Sec'y

NR 036 CG CODE

727PM NITEL 5/30/75 EMM

TO DIRECTOR (62-116395)

FROM CHICAGO

SENSTUDY 75.

REBUTEL MAY 28, 1975.

PURSUANT TO BUREAU INSTRUCTIONS, MISS OLGA CIESA WAS CONTACTED BY SAC, CHICAGO, ON MAY 30, 1975 REGARDING CAPTIONED MATTER. SHE STATED SHE STILL RESIDES 10409 SOUTH INDIANA AVENUE, CHICAGO, AND IS STILL EMPLOYED AS AN EXECUTIVE SECRETARY AT THE FIRM OF ERNST AND ERNST, ATTORNEYS, IN CHICAGO.

MISS CIESA WAS ADVISED THAT THE SENATE SELECT COMMITTEE HAD MADE INQUIRY AS TO HER LAST KNOWN ADDRESS, INDICATING THE POSSIBILITY THAT THEY MAY DESIRE TO INTERVIEW HER. SHE WAS FURTHER ADVISED THAT IN THE EVENT SHE IS INTERVIEWED AND DURING THE COURSE OF SAME ANY QUESTIONS WERE ASKED RELATIVE TO SENSITIVE BUREAU OPERATIONS; ETC., SHE COULD REQUEST THE ASSISTANCE OF AN AGENT TO BE PRESENT DURING THE INTERVIEW.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-19-01 BY SP2ALM/RW

(019 a Ciesa)

REC-100 62-116395-183

JUN 4 1975

PERS. REC. UNIT

cc 671

84 JUN 5 1975

SHE WAS FURTHER ADVISED THAT IF AFTER THE INTERVIEW THERE WERE ANY CIRCUMSTANCES WHICH PRESENTED A QUESTION IN HER MIND SHE COULD CONTACT THE BUREAU'S LEGAL COUNSEL DIVISION IN WASHINGTON, D.C., COLLECT, FOR ANY ASSISTANCE THAT DIVISION COULD AFFORD HER.

MISS CIFSA WAS AT A LOSS TO UNDERSTAND WHY THE SENATE SELECT COMMITTEE WOULD DESIRE TO INTERVIEW HER AND ADVISED THAT IN ALL PROBABILITY SHE WOULD ASK FOR THE ASSISTANCE OF AN AGENT PRIOR TO ANSWERING ANY QUESTIONS THEY MAY PROPOSE TO HER. SHE WAS PARTICULARLY CONCERNED THAT SHE MIGHT INADVERTENTLY DISCLOSE CONFIDENTIAL INFORMATION AND AS A RESULT WOULD FEEL MUCH MORE SECURE WERE AN AGENT PRESENT TO ADVISE HER.

IN THE EVENT CONTACT IS MADE THE BUREAU WILL BE ADVISED.

END

HOLD

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 30 1975

TELETYPE

Assoc. Dir.
Dep.-A.D.-Adm.
Dep.-A.D.-Inv.
Asst. Dir.:
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Comp. Syst.
Ext. Affairs
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Laboratory
Plan. & Eval.
Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

NR033 OM CODE

5:33PM NITEL 5/30/75 SKH

TO: DIRECTOR, FBI (62-116395)

FROM: OMAHA (62-3439) (P)

SENSTUDY 75

RE BUREAU NITEL, MAY 28, 1975.

SA ROBERT L. TAGG, WHO IS CURRENTLY ON ACTIVE DUTY AND CURRENTLY ASSIGNED AS SENIOR RESIDENT AGENT, LINCOLN, NEBRASKA, RESIDENT AGENCY, ADVISED OF CONTENTS IN RE TELETYPE. SHOULD SA TAGG BE CONTACTED BY THE SENATE SELECT COMMITTEE, THE BUREAU WILL BE ADVISED IEDIA.

END.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RC

REC-100

62-116395-182

17 JUN 4 1975

Records (Tagg)

cc 67-

PERS. REC. UNIT

84 JUN 5 1975

NR07 PX CODE

317PM MAY 30, 1975 URGENT WRC

TO: DIRECTOR

MINNEAPOLIS (PERSONAL ATTENTION)

FROM: PHOENIX (62-2033) 3P

SENSTUDY 75

REBUNITEL DATED MAY 28, 1975 AND PHOENIX TELCALL TO MINNEAPOLIS MAY 30, 1975.

FOR INFORMATION OF MINNEAPOLIS FOLLOWING IS BEING SET FORTH:

INQUIRIES MADE OF BUREAU BY SENATE SELECT COMMITTEE (SSC) CONCERNING A NUMBER OF PRESENT AND FORMER FBI EMPLOYEES, INCLUDING THEIR CURRENT WHEREABOUTS, SUGGESTS THEY MAY BE INTERVIEWED BY SSC STAFF, EXACT SUBJECT MATTERS FOR INTERVIEWS UNKNOWN. SET OUT BELOW ARE NAMES AND LAST KNOWN ADDRESSES OF FORMER BUREAU EMPLOYEES AND OFFICE OF ASSIGNMENT OF INCUMBENTS, ALL OF WHOM SSC HAS INQUIRED ABOUT.

EACH OF THESE FORMER EMPLOYEES IS TO BE IMMEDIATELY CONTACTED AND ALERTED THAT HE (SHE) MIGHT BE APPROACHED BY THE

END PAGE ONE

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION
MAY 30 1975
TELETYPE

Assoc. Dir.	
Dep.-A.D.-Adm.	
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Ext. Affairs	
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Legal Coun.	
Telephone Rm.	
Director Sec'y	

REC-100 62-116395-181

17 JUN 4 1975

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RW

Records (mildred) RISK

cc 67

5-

PERS. REC. UNIT

84 JUN 5 1975

SSC STAFF, SUBJECT MATTER UNKNOWN. THEY SHOULD BE TOLD THAT IN THE EVENT THEY ARE INTERVIEWED AND DURING THE COURSE OF SAME, QUESTIONS ARE ASKED WHICH RELATE TO SENSITIVE BUREAU OPERATIONS (SOURCES, METHODS, TECHNIQUES, THIRD AGENCY RULE, AND ONGOING INVESTIGATIONS), THEY MAY REQUEST THAT AN FBI AGENT BE PRESENT. BUREAU WILL PROVIDE AGENT ON REQUEST OF INTERVIEWEE. AS A PRELUDE TO INTERVIEW, THE FORMER EMPLOYEE MAY, AFTER BEING CONTACTED BY SSC STAFF, CONTACT BUREAU'S LEGAL COUNSEL DIVISION BY COLLECT CALL FOR FULL INFORMATION TO ASSIST HIM, INCLUDING OBLIGATIONS AS TO CONFIDENTIALITY OF INFORMATION ACQUIRED AS FBI EMPLOYEE. IT IS EMPHASIZED THAT BUREAU'S OFFER OF ASSISTANCE IS NOT INTENDED TO IMPEDE SSC WORK BUT IS DONE AS COOPERATIVE GESTURE AND TO SAFEGUARD SENSITIVE BUREAU INFORMATION. CONTACTS WITH THESE FORMER EMPLOYEES TO BE HANDLED PERSONALLY BY SAC OR ASAC. IN EVENT THIS NOT FEASIBLE FOR JUST CAUSE, TO BE HANDLED BY A SENIOR SUPERVISOR.

END PAGE TWO

PAGE THREE

PHOENIX: MILDRED E. RISK, 11030 113TH DRIVE, YOUNGTOWN, ARIZONA

INVESTIGATION AT YOUNGTOWN, ARIZONA HAS DISCLOSED THAT MILDRED E. RISK IS NOW RESIDING WITH HER SISTER, MRS. W.A. HILLS, TEN MILE LAKE, HACKENSACK, MINNESOTA, RR 2, TELEPHONE NUMBER 218-547-3048, AND WILL BE THERE UNTIL FALL OF THIS YEAR WHEN SHE WILL RETURN TO ARIZONA.

MINNEAPOLIS HANDLE IN ACCORDANCE WITH BUREAU INSTRUCTIONS.

END

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 29 1975

TELETYPE

Assoc. Dir.
Dep.-A.D.-Adm.
Dep.-A.D.-Inv.
Asst. Dir.:
Admin.
Comp. Syst.
Ext. Affairs
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Plan. & Eval.
Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

NR002 AT CODE

9:53 PM NITEL MAY 29,1975 WCG

TO: DIRECTOR (62-116395)

FROM: ATLANTA (62-2854)

SENSTUDY 75

REBUTEL TO ALEXANDRIA AND OTHER OFFICES, MAY 28, 1975.

SA ALDEN F. MILLER, ATLANTA DIVISION, ALERTED TO POSSIBILITY OF CONTACT BY SSC. SA MILLER HAS NOT BEEN CONTACTED TO DATE. IN THE EVENT CONTACT, LEGAL COUNSEL DIVISION WILL BE IMMEDIATELY ADVISED THROUGH THE SAC.

END

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-19-01 BY SP2ALM/RU

Records cc 67-415968 (Alden Miller)

REC-100

62-116395-180

PERS. REC. UNIT

17 JUN 4 1975

84 JUN 5 1975

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 30 1975

TELETYPE

Assoc Dir. ____
Dep.-A.D.-Adm. ____
Dep.-A.D.-Inv. ____
Asst. Dir.:
Admin. ____
Comp. Syst. ____
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Legal Coun. ____
Telephone Rm. ____
Director Sec'y ____

NR009 AT CODE

3:58 PM NITEL MAY 30,1975 WCG

TO: DIRECTOR (62-116395)

FROM: ATLANTA (62-2854)

ATTENTION: INTD - W. O. CREGAR

SENSTUDY 75

DURING A MEETING WITH REGINALD MURPHY, EDITOR, THE ATLANTA CONSTITUTION, MAY 29,1975, MURPHY IN GENERAL CONVERSATION ADVISED SAC, ATLANTA, THAT HE HAD RECEIVED A NUMBER OF TELEPHONE CALLS FROM THE SENATE SELECT COMMITTEE, WASHINGTON, D. C., SEEKING AN INTERVIEW WITH HIM. MURPHY SAID HE HAD AGREED TO A MEETING WITH A MEMBER OF THE COMMITTEE, NAME NOT STATED, AND DID SO SOMETIME APPARENTLY WITHIN THE LAST WEEK. MURPHY INDICATED THE INTERVIEW CONCERNED MARTIN LUTHER KING. MURPHY VOLUNTEERED HE WAS UNABLE TO ANSWER MANY OF THE QUESTIONS ASKED SINCE HE WAS WITHOUT KNOWLEDGE OF THE EVENTS AND THAT SOME OF THE INDIVIDUALS HE WAS QUESTIONED ABOUT ARE NOW DECEASED. HE SPECIFICALLY REFERRED TO FORMER EDITOR, RALPH MC GILL, ATLANTA CONSTITUTION, NOW DECEASED, AND INDICATED THAT THE INQUIRY CONCERNED INFORMATION IT WAS FELT COULD BE PROVIDED BY MC GILL. MURPHY WAS NEVER SPECIFIC IN HIS CONVERSATION AND NO EFFORT WAS MADE TO OBTAIN FURTHER DETAILS

END PAGE ONE

UNRECORDED COPY FILED IN 100-106670

Records
cc 100-106670 (King) REC-100

62-116395-179

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2-20-81 BY SP4JOM/ML 6072

17 JUN 4 1975

84 JUN 4 1975

PAGE TWO (AT 62-2854)

SINCE IT WAS OBVIOUS HE DID NOT WISH TO EXPAND ON THE COMMENTS MADE BY HIM.

MURPHY INDICATED ALSO THAT THE PERSON OR PERSONS INTERVIEWING HIM FELT HE, MURPHY, SHOULD HAVE SPECIFIC KNOWLEDGE AND HE IS NOT SURE HE WAS ABLE TO CONVINCE THEM THAT HE DID NOT. FROM THE COMMENTS MADE BY MURPHY, IT WAS THE IMPRESSION OF THE SAC THAT MURPHY WAS PRESSED FOR DETAILS WHICH HE WAS UNABLE TO PROVIDE.

END

FBIHQ FLC CLR TKS

CODE TELETYPE NITEL

5/28/75

TO SACS ALEXANDRIA NEWARK
ATLANTA OMAHA
BALTIMORE PHILADELPHIA
CHARLOTTE PORTLAND
CHICAGO PHOENIX
KANSAS CITY TAMPA
LITTLE ROCK WFO

1 - Mr. B. Adams
2 - Mr. J. A. Mintz
(1-Mr.J.B.Hotis)

PERSONAL ATTENTION

1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

FROM DIRECTOR FBI (62-116395)

SENSTUDY 75

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY

REBuTEL MAY 2, 1975.

INQUIRIES MADE OF BUREAU BY SENATE SELECT COMMITTEE (SSC) CONCERNING A NUMBER OF PRESENT AND FORMER FBI EMPLOYEES, INCLUDING THEIR CURRENT WHEREABOUTS, SUGGESTS THEY MAY BE INTERVIEWED BY SSC STAFF, EXACT SUBJECT MATTERS FOR INTERVIEWS UNKNOWN. SET OUT BELOW ARE NAMES AND LAST KNOWN ADDRESSES OF FORMER BUREAU EMPLOYEES AND OFFICE OF ASSIGNMENT OF INCUMBENTS, ALL OF WHOM SSC HAS INQUIRED ABOUT.

REC-100

62-116395-178

EACH OF THESE FORMER EMPLOYEES IS TO BE IMMEDIATELY CONTACTED AND ALERTED THAT HE (SHE) MIGHT BE APPROACHED BY THE

1 - ROME (BY MAIL)

17 JUN 4 1975

SFP:ekw
(9)

SEE NOTE PAGE FOUR

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Legal Coun. ____
Telephone Rm. ____
Director Sec'y ____

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION
MAY 28 1975
TELETYPE

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO 954-546

SSC STAFF, SUBJECT MATTER UNKNOWN. THEY SHOULD BE TOLD THAT IN THE EVENT THEY ARE INTERVIEWED AND DURING THE COURSE OF SAME, QUESTIONS ARE ASKED WHICH RELATE TO SENSITIVE BUREAU OPERATIONS (SOURCES, METHODS, TECHNIQUES, THIRD AGENCY RULE, AND ONGOING INVESTIGATIONS), THEY MAY REQUEST THAT AN FBI AGENT BE PRESENT. BUREAU WILL PROVIDE AGENT ON REQUEST OF INTERVIEWEE. AS A PRELUDE TO INTERVIEW, THE FORMER EMPLOYEE MAY, AFTER BEING CONTACTED BY SSC STAFF, CONTACT BUREAU'S LEGAL COUNSEL DIVISION BY COLLECT CALL FOR FULL INFORMATION TO ASSIST HIM, INCLUDING OBLIGATIONS AS TO CONFIDENTIALITY OF INFORMATION ACQUIRED AS FBI EMPLOYEE. IT IS EMPHASIZED THAT BUREAU'S OFFER OF ASSISTANCE IS NOT INTENDED TO IMPEDE SSC WORK BUT IS DONE AS COOPERATIVE GESTURE AND TO SAFEGUARD SENSITIVE BUREAU INFORMATION. CONTACTS WITH THESE FORMER EMPLOYEES TO BE HANDLED PERSONALLY BY SAC OR ASAC. IN EVENT THIS NOT FEASIBLE FOR JUST CAUSE, TO BE HANDLED BY A SENIOR SUPERVISOR.

INCUMBENT EMPLOYEES TO BE ADVISED THAT IF CONTACTED BY SSC STAFF FOR INTERVIEW, LEGAL COUNSEL DIVISION TO BE IMMEDIATELY NOTIFIED THROUGH SAC.

IMMEDIATELY AFTER CONTACT, RESULTS SHOULD BE FURNISHED BUREAU BY TELETYPE IN ABOVE CAPTION. IF A FORMER EMPLOYEE NO LONGER IN YOUR TERRITORY OR TEMPORARILY AWAY, SET OUT LEAD TO OTHER OFFICE IMMEDIATELY WITH COPY TO FBI HEADQUARTERS.

ALEXANDRIA: COURTLAND J. JONES, 6607 N. 29TH STREET, ARLINGTON, VA.; ROBERT G. KUNKEL, SAC; BERNARD A. WELLS, 5311 MONTGOMERY STREET, SPRINGFIELD, VA.

ATLANTA: ALDEN F. MILLER

BALTIMORE: ERNEST H. BELTER, 616 EDNOR ROAD, SILVER SPRING, MARYLAND; STERLING B. DONAHOE, 2813 SPIRAL LANE, BOWIE, MARYLAND; ROBERT H. HAYNES, 205 NORTHMOOR DRIVE, SILVER SPRING, MARYLAND

CHARLOTTE: JOSEPH A. SIZOO, 84A PINE CRESCENT, WHISPERING PINES, NORTH CAROLINA

CHICAGO: OLGA CIESA, 10409 S. INDIANA AVENUE, CHICAGO, ILLINOIS

KANSAS CITY: BILL D. WILLIAMS, SAC

LITTLE ROCK: JOHN J. CREAMER, JR., ASAC

NEWARK: JOHN J. CONNOLLY; RITA AGNES AMBROSIO, 1604 JOHN STREET, FORT LEE, NEW JERSEY; RALPH W. BACHMAN, 610 NORWOOD DRIVE, WESTFIELD, NEW JERSEY; KARL L. BROUSE,

TELETYPE TO SACS ALEXANDRIA ET AL
RE: SENSTUDY 75
62-116395

5 BURRINGTON GORGE, WESTFIELD, NEW JERSEY.

OMAHA: ROBERT L. TAGG

PHILADELPHIA: JOHN B. MEADE

PORTLAND: LEO B. APP, JR.; EDGAR O. INGALLS

PHOENIX: MILDRED E. RISK, 11830 113TH DRIVE, YOUNGTOWN, ARIZONA

TAMPA: MICHAEL J. ROZAMUS, 6509 GULF DRIVE, HOLMES BEACH, FLORIDA

WFO: JAMES J. GAFFNEY; ELMER L. TODD

ROME: THOMAS J. BIAMONTE; JOSEPH C. MICHELA; HELEN C. SPEAR
COPY TO ROME, WITH ITS EMPLOYEES NAMED, BY MAIL.

NOTE: May 14, 1975, SSC letter and appendices requested current whereabouts individuals named herein. Also included herein names of Bachman and Brouse who were SAC and ASAC respectively in Newark Office pertinent period inasmuch as one request from SSC was for memoranda from former SA Leo T. Clark to Newark SAC and ASAC. SSC request named several additional former employees who were previously alerted by tel to selected officers 5/2/75. Another 5/2/75 tel, to all offices, referenced herein, gave field general background re Senstudy 75. By separate airtel to Rome we are forwarding copy of instant tel as well as copies of prior pertinent tels. The caution taken herein in alerting former employees as well as incumbents is same we took previously by 5/2/75 tel to selected SACs. After dispatch instant tel, copies will be filed in personnel files of all named herein. One of the 1964 Rome employees was Theodore A. Korontjis, currently assigned INTD, who will be appropriately informed orally concerning this matter.

Korontjis informed 5/29/75 B

2 - J. A. Mintz
- Mr. J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. T. E. Burns

The Attorney General

May 20, 1975

Director, FBI

UNITED STATES SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-26-01 BY SP2ALM/...

Reference is made to memorandum and appendices thereto, from the Senate Select Committee dated April 30, 1975, requesting documents and other information from the FBI.

Item number three of referenced communication requests that a Senate Select Committee Staff Representative be authorized to examine certain portions of the FBI Manual of Rules and Regulations, (MRR), at the FBI Offices. The material requested, MRR Part I, Section nine; Part II, Sections one thru nine, has been segregated and is available for examination at FBI Headquarters.

Enclosed for your approval and forwarding to the Committee is an original of a memorandum advising the Senate Select Committee that the above requested material is presently available for examination at FBI Headquarters.

A copy of this memorandum is being furnished for your records.

Enclosures (2)

62-116395

TEB:cmc
(8)

Delivered to ... By RTT 5/22/75

REC-10

62-116395-177

17 JUN 4 1975

2 ENCLOSURES

Assoc. Dir. ___
Dep. AD Adm. ___
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MAIL ROOM ☑ TELETYPE UNIT ☐

GPO : 1975 O - 569-920

2 - [redacted]. J. A. Mintz
([redacted] - Mr. J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. T. E. Burns

62-116395

May 20, 1975

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES

RE: MANUAL OF RULES AND REGULATIONS

Reference is made to memorandum, with attached appendices, dated April 30, 1975, requesting certain documents and other information from the FBI.

Pursuant to your request to review the FBI Manual of Rules and Regulations Part I, Section nine; and Part II, Sections one thru nine, we currently have such material available for review at FBI Headquarters by appropriately cleared personnel of the Committee.

1 - The Attorney General

TEB:cmc
(8)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-26-01 BY

NOTE:

The MRR sections described above have been reviewed by the appropriate FBIHQ Divisions and approved for examination in their entirety by Committee Staff Members with the following exceptions: MRR, Section 3, page 15 (j).(1) The phrase "Baltimore Source 4" has been deleted; Section 4, page 6, 20. The phrase "i.e., selective service records in other than selective service cases, Baltimore Confidential Source 4 information, etc." has been deleted. Excisions will be explained to Committee reviewers at the time of review by indicating the excisions related to sensitive confidential sources and have been made in order to protect sources' identity. These sources will not be further identified to Committee members nor will the term "Baltimore Source 4" be utilized.

NOTE CONTINUED PAGE 2

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Legal Coun. ____
Telephone Rm. ____
Director Sec'y ____

MAIL ROOM ☐ TELETYPE UNIT ☐

62-116395-177

ENCLOSURE

NOTE CONTINUED:

The MRR sections to be made available are described by number and heading as follows:

Part I

Section 9 - Disciplinary Matters

Part II

Section 1 - Authority--Training--Submission of Information

Section 2 - Supervision--Availability-Resident Agencies

Section 3 - Administration of Offices

Section 4 - Communications

Section 5 - Dissemination of Information

Section 6 - Publications, Press, and Public Contacts

Section 7 - Payments--Property

Section 8 - Miscellaneous Regulations

Section 9 - Classification--Character--Copies--Abbreviations.

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 5/20/75

Caption of Document: United States Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities Re: Manual of Rules and Regulations

Originating Office: FBI

Delivered by: Richard J. Taylor, Jr. Date: 5/22/75 @ 1:20 PM

Received by: [signature]

Title: Office Manager

Return this receipt to the Intelligence Division, FBI

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY SP2ALM/RW

62-116395-177

ENCLOSURE

May 30, 1975

2 - Mr. S. F. Phillips

MATERIAL FOR SENATE SELECT COMMITTEE (SSC)
INVESTIGATING INTELLIGENCE ACTIVITIES

1. TITLE/SUBJECT: Sections of the FBI Manual of Instructions Not Previously Furnished.

2. ORIGINATING ORGANIZATION: FBI

3. NATURE OF MATERIAL: Letterhead memorandum (LHM)

4. DOCUMENT CLASSIFICATION: Unclassified

5. NATIONAL SECURITY INFORMATION STAMP: NA

6. SUMMARY OF CONTENTS: LHM refers to a request of the SSC for review privileges of certain designated Sections of the FBI Manual of Instructions. The LHM advises that all but one of the requested Sections is being made available for review at FBI Headquarters and that the excluded Section will be made available for review after clearance by other interested agencies as it involves third agency considerations.

7. REQUESTOR/DATE OF REQUEST: SSC. 4/30/75. Reply refers to Part 2 of the request.

8. RELEASING AUTHORITY: FBI

9. DATE OF SUBMISSION: 5/19/75

10. LOCATION OF FILE COPY: FBI file 62-116395

11. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS:

Third agency considerations involved in one of the Manual Sections requested by the SSC.

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
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Training ___
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Telephone Rm. ___
Director Sec'y ___

SFP:ekw EKW
(4)
62-116395

REC-100

62-116395 - 176 Delivered 6/2/75

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ALM/ew

17 JUN 4 1975

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO 954-546

2-Mr.S.F.Phillips

May 30, 1975

MATERIAL FOR SENATE SELECT COMMITTEE (SSC)
INVESTIGATING INTELLIGENCE ACTIVITIES

1. TITLE/SUBJECT: FBI Manual of Rules and Regulations

2. ORIGINATING ORGANIZATION: FBI

3. NATURE OF MATERIAL: Letterhead memorandum (LHM)

4. DOCUMENT CLASSIFICATION: Unclassified

5. NATIONAL SECURITY INFORMATION STAMP: NA

6. SUMMARY OF CONTENTS: LHM refers to a request of the SSC for review privileges of certain designated Sections of the FBI Manual of Rules and Regulations. The LHM advises that the desired Sections are being made available for review at FBI Headquarters.

7. REQUESTOR/DATE OF REQUEST: SSC. 4/30/75. Reply pertains to Part 3 of the SSC request.

8. RELEASING AUTHORITY: FBI

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ALM/RW

9. DATE OF SUBMISSION: 5/20/75

10. LOCATION OF FILE COPY: FBI file 62-116395.

11. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

SFP:ekw ekw
(4)

62-116395

Assoc. Dir. ___
Dep. AD Adm. ___
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Director Sec'y ___

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

62-116395-175

REC-100

17 JUN 4 1975

MAIL ROOM ☐ TELETYPE UNIT ☐

84 JUN 4 1975

GPO 954-546

2 - Legal Counsel Division
(1 - J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. L. F. Schwartz

The Attorney General

May 19, 1975

1 - Mr. D. R. Dickson

Director, FBI

UNITED STATES SENATE SELECT
COMMITTEE ON INTELLIGENCE ACTIVITIES

Reference is made to memorandum from the Senate Select Committee dated April 30, 1975, and appendices thereto requesting certain documents and other information from the Federal Bureau of Investigation.

Attached for your approval and forwarding to the Committee is the original of a memorandum which constitutes a partial response to the request set forth in referenced memorandum. Processing of the additional requests is continuing on an expeditious basis and further responses will be forthcoming.

A copy of the memorandum for the Committee is being provided for your records.

Enclosures (2)

62-116395

DRD:lfj
(9)

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY

REC-100

62-116395-174

ENCL BEHIND FILE

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Telephone Rm.
Director Sec'y

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO 954-546

2 - egal Counsel Division
- Mr. J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. L. F. Schwartz
1 - Mr. D. R. Dickson

62-116395

May 19, 1975

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES

RE: SECTIONS OF THE MANUAL OF
INSTRUCTIONS NOT PREVIOUSLY FURNISHED

Reference is made to the memorandum from captioned Committee dated April 30, 1975, and appendices thereto which contained requests for certain documents and other information from the Federal Bureau of Investigation.

Part 2 of the request concerned Sections of the Manual of Instructions Not Previously Produced. Pursuant to your request, Sections 4, 8R, 19, 23, 27, 28, 29, 75, 78, 90, 103, 134, 136, 144, and 146 are now available for review by Mr. Mark Gitenstien, or other designated members of the Committee's staff at FBI Headquarters.

Section 102, which you requested, is not available for review at this time because this Section involves third agency considerations. When this Section has been cleared by the other interested agencies for review, you will be immediately advised.

1 - The Attorney General

HEREIN
DATE 1-25-01

DRD:cmc
(9)

NOTE:

Section 4 coordinated with SA James E. Reilly, Division 2; Section 8R, with SA Charles D. Neudorfer, Division 12; Sections 19 and 90 with SA J. D. Domzalski, Division 9; Sections 27, 28, 29, 78, 134, and 144 with SA J. William Hines, Division 6; Sections 23, 75, 136, and 146 with SA D. R. Dickson, Division 5; Sections 102 and 103 with SA. R. L. Moore, Division 5. Section 102 being coordinated by SA L. F. Schwartz with other interested Government agencies.

NOTE CONTINUED PAGE 2

62-116395

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GPO : 1975 O - 569-920

Sections of the Manual of
Instructions Not Previously Furnished

NOTE CONTINUED:

Listed below are the above-mentioned Sections and their subjects.

Section	Subject
4	Surveillances and Raids
8R	Data Processing Section, Computer Systems Division
19	Applicant and Employee Investigations Conducted for Other Agencies
23	Bomb Threats Explosives and Incendiary Devices
27	Civil Rights
28	Civil Rights Act of 1964
29	Conspiracy
75	Neutrality Matters
78	Passports and Visas
90	Selective Service Act
102	Coordination with Other Government Agencies
103	Foreign Police Cooperation
134	Assaulting the President of the United States and Threats to the President of the United States
136	Antiriot Laws
144	Police Killings
146	Protection of Foreign Officials and Official Guests of the United States

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 5/19/75

Caption of Document: United States Senate Select Committe to Study Governmental Operations with Respect to Intelligence Activities
Re: Sections of the MOI not previously Furnished

Originating Office: FBI

Delivered by: Richard T. Taylor Jr. Date: 5/22/75 @ 1:20 PM

Received by: [signature]

Title: Office Manager

Return this receipt to the Intelligence Division, FBI

ENCLOSURE 62-116395-174

1 - Mr. T. J. Jenkins - Enc
1 - Mr. J. B. Adams - Enc
1 - Mr. J. J. McDermott - Enc
1 - Mr. D. W. Moore - Enc
1 - Mr. J. A. Mintz
1 - Mr. J. B. Hotis - Enc
1 - Mr. P. V. Daly - Enc
1 - Mr. W. R. Wannall - Enc
(Attn: W. O. Cregar)

The Attorney General

May 13, 1975

Director, FBI

UNITED STATES SENATE
SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

Reference is made to the letter from the captioned Committee dated April 28, 1975, addressed to the Honorable Edward H. Levi, Attorney General, requesting information concerning the Federal Bureau of Investigation.

Attached for your approval and forwarding to the Committee is the original of a memorandum in response to the aforementioned request. A copy is enclosed for your records.

For your information, we did furnish empty boxes for the use of former Assistant to the Director of the Federal Bureau of Investigation, John P. Mohr, at the residence of the late Director, J. Edgar Hoover, subsequent to the death of Mr. Tolson. This material was brought to the residence by a clerical employee who merely deposited the material and left the residence. While we have no direct knowledge as to what material was removed from the residence, Mr. Mohr was contacted to determine the source and accuracy of the story contained in "Periscope" section of the April 28, 1975, issue of Newsweek, at which time he advised us that "furnishings" at the home had been removed by members of the family and the housekeeper. We have not contacted former employees concerning this request. Our contact with Mr. Mohr was prior to the date of this request.

Enclosures (2)

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY [illegible]

PVD:eek
(11)

SEE NOTE PAGE 2

62-116395-173

REC-100

JUN 4 1975

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GPO 954-546

Letter from Director, FBI to Attorney General
UNITED STATES SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

NOTE: By memorandum dated May 2, 1975, from Legal Counsel to J. B. Adams, each Assistant Director was requested to advise whether they or personnel in their divisions had any knowledge relating to the allegation that the FBI directed or participated in the removal of documents from the late Director's residence. The Alexandria and Washington field offices were separately requested to respond to this allegation. The responses were negative. External Affairs, by memo from D. W. Moore to Mr. Jenkins dated May 5, 1975, captioned Clyde A. Tolson, former Associate Director; advised that a clerk brought packaging material to the residence at the request of former Assistant to the Director, John P..Mohr. This memo indicated that the clerk deposited the material and left. He did not participate in the packing, etc., of documents.

May 9, 1975

UNITED STATES SENATE
SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

REQUEST PERTAINING TO DOCUMENTS REMOVED FROM
RESIDENCE OF FORMER DIRECTOR
J. EDGAR HOOVER

Reference is made to letter dated April 28, 1975, to the Attorney General from Chairman of captioned Committee which contained a request for certain information from the Federal Bureau of Investigation.

The Federal Bureau of Investigation has not removed, nor caused to be removed, documents from the residence of former Federal Bureau of Investigation Director J. Edgar Hoover, subsequent to the death of Mr. Clyde A. Tolson, former Associate Director of the Federal Bureau of Investigation.

It is our understanding, however, that former Assistant to the Director, John P. Mohr, may have some knowledge as to what material may have been removed from the residence after Mr. Tolson's death.

1-Mr. T. J. Jenkins (Detached)
1-Mr. J. B. Adams (Detached)
1-Mr. J. J. McDermott (Detached)
1-Mr. D. W. Moore (Detached)
1-Mr. W. R. Wannall (Detached)
(W. O. Cregar)
1- Mr. J. A. Mintz (Detached)
1-Mr. J. B. Hotis (Detached)
1-Mr. P. V. Daly (Detached)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY SP2 ALM/lbr

PVD:lgp
(11)

62-116395-173
ENCLOSURE

3-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: Senate Select Committee

☐ LTR ☐ LHM ☒ Memo ☐ Report dated 5-9-75

Caption of Document: Request Pertaining to Documents Removed from Residence of Former Director J. Edgar Hoover.

Originating Office: FBI

Delivered by: Richard T. Taylor Jr. Date: 5/21/75 @ 3:10

Received by: [signature]

Title: Office Mgr.

Return this receipt to the Intelligence Division, FBI

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY SP2ALM/RW

62-116395-173

ENCLOSURE

June 3, 1975

2 - Mr. S. F. Phillips

MATERIAL FOR SENATE SELECT COMMITTEE (SSC)
INVESTIGATING INTELLIGENCE ACTIVITIES

1. TITLE/SUBJECT: Legal Authorities of the FBI

2. ORIGINATING ORGANIZATION: FBI

3. NATURE OF MATERIAL: Letterhead memorandum (LHM) enclosing a copy of a memorandum dated November 1, 1974, from the Assistant Attorney General for Administration, Glen E. Pommerening to the Director of the FBI, captioned "Federal Employee Security Program, Executive Order 10450."

4. DOCUMENT CLASSIFICATION: Unclassified

5. NATIONAL SECURITY INFORMATION STAMP: NA

6. SUMMARY OF CONTENTS:

The LHM refers to a request of the SSC for certain documents. The LHM serves as a cover communication for the aforementioned 11/1/74 memorandum which contains certain supplemental instructions the Department of Justice furnished the FBI with regard to Executive Order 11785 amending Executive Order 10450. The instructions concerned the FBI's conduct of intelligence-type investigations.

7. REQUESTER/DATE OF REQUEST: SSC. 3/19/75 The response pertains to Part I of the SSC letter of request.

8. RELEASING AUTHORITY: FBI

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ALM/RW

9. DATE OF SUBMISSION: 5/16/75

10. LOCATION OF FILE COPY: FBI file 62-116395

11. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

Assoc. Dir. ___
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Director Sec'y ___

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

REC-100

62-116395-172

17 JUN 4 1975

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO 954-546

2 - Mr. S. F. Phillips

June 2, 1975

MATERIAL FOR SENATE SELECT COMMITTEE (SSC) INVESTIGATING INTELLIGENCE ACTIVITIES

1. TITLE/SUBJECT: Policies and Procedures of the FBI

2. ORIGINATING ORGANIZATION: FBI

3. NATURE OF MATERIAL: Letterhead memorandum (LHM)

4. DOCUMENT CLASSIFICATION: Unclassified

5. NATIONAL SECURITY INFORMATION STAMP: NA

6. SUMMARY OF CONTENTS:

In response to a request from the SSC for certain documents and other information from the FBI concerning its policies and procedures, the LHM advised that the FBI was deferring action on one document to the U. S. Department of Justice inasmuch as that document originated with that Department. The document involved was a memorandum from the Attorney General to the Director, FBI, captioned "Microphone Surveillance," dated 5/20/54.

7. REQUESTER/DATE OF REQUEST: SSC. 3/19/75. Pertains to Part IV of request.

8. RELEASING AUTHORITY: FBI

REC-100 62-116395-571

9. DATE OF SUBMISSION: 4/18/75

10. LOCATION OF FILE COPY: FBI file 62-116395

JUN 4 1975

11. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

62-116395
SFP:ekw (4)

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

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GPO 954-546

1 - Legal Counsel Division
1 - Mr. J. C. Farrington

The Attorney General

May 6, 1975

1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

Director, FBI

UNITED STATES SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

Reference is made to a letter from the Senate Select Committee dated March 19, 1975, requesting certain documents and other information from the FBI.

Attached for your approval and forwarding to the Committee is the original of a memorandum which responds to a specific request by the Committee for a position paper dated July 31, 1972, concerning the "Scope of FBI Authority, Jurisdiction and Responsibility in Domestic Intelligence Investigations." A copy of this memorandum is enclosed for your records.

You will note that the position taken by the FBI is that the requested position paper of July 31, 1972, is an internal deliberative document which is the direct basis for a formal statement on FBI authority to conduct internal security investigations embodied in a memorandum from the Director, FBI, to the Attorney General dated August 7, 1973. On this basis we are stating in our response to the Committee that we feel it inappropriate that the July 31, 1972, paper be made available. We believe that this position is completely sound and a proper precedent to set with respect to the ambit of the Committee's mandate. We also feel that it is consistent with the position which has been expressed by you.

Enclosures - 2

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-28-01 BY

62-116395

EWL:jvl
(7)

ENCLOSURE

REC-100 62-116395-170

JUN 4 1975

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GPO 954-546

1 - Legal Counsel Division
1 - Mr. J. C. Farrington
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

May 6, 1975

62-116395

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES

RE: LEGAL AUTHORITIES

ALL INFORMATION CONTAINED HEREIN [illegible] DATE 1-25-01 BY [illegible]

Reference is made to letter dated March 19, 1975, to the Attorney General from the Chairman of captioned Committee, which enclosed certain requests for documents and other information from the Federal Bureau of Investigation (FBI).

Under I., Legal Authorities, a general request was made for memoranda discussing the legal authority of the FBI to (1) investigate internal security matters, (2) collect intelligence information, and (3) engage in counterintelligence activities. Material responsive to this request was delivered to the Committee during April, 1975. Included in this material was a memorandum from the Director, FBI, to the Attorney General, dated August 7, 1973, captioned "Scope of FBI Jurisdiction and Authority in Domestic Intelligence Investigations." This memorandum contained a lengthy and comprehensive discussion concerning the authority of the FBI to conduct investigations in the general internal security area.

Since the receipt of the above-mentioned material the Committee has indicated a specific interest in a position paper dated July 31, 1972, discussing the "Scope of FBI Authority, Jurisdiction and Responsibility in Domestic Intelligence Investigations." This paper has been located and subjected to intensive review. It has been found that the July 31, 1972, position paper contains the internal deliberations which form the direct basis for the memorandum to the Attorney General dated August 7, 1973. In view of these circumstances and particularly because the July 31, 1972, paper is considered to be an internal deliberative document, it is not considered appropriate that it should be made available to the Committee.

1 - The Attorney General

EWL:jvl
(7)

This document is prepared in response to your request and is not for dissemination outside your Committee. Its use is limited to official proceedings by your Committee and the content may not be disclosed to unauthorized personnel without the express approval of the FBI.

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ENCLOSURE

62-116395-[illegible]

GPO 954-546

June 2, 1975 2 - Mr.S.F.Phillips

MATERIAL FOR SENATE SELECT COMMITTEE (SSC)
INVESTIGATING INTELLIGENCE ACTIVITIES

1. TITLE/SUBJECT: Filing System

2. ORIGINATING ORGANIZATION: FBI

3. NATURE OF MATERIAL: Letterhead memorandum (LHM) with enclosures described below

4. DOCUMENT CLASSIFICATION: Unclassified

5. NATIONAL SECURITY INFORMATION STAMP: NA

6. SUMMARY OF CONTENTS: SSC requested information concerning the FBI's filing system and copies of printed forms used by the FBI. The LHM served as a cover communication to furnish to the SSC an undated nine-page memorandum entitled "FBI Indexing Procedures." The SSC was also advised that there was available nine volumes of material containing detailed instructions followed by FBI employees in classifying mail for indexing; and that the nine volumes would be available for review at FBI Headquarters by the SSC Staff. Also furnished the SSC was one copy each of 13 Tables of Contents concerning forms used by the FBI. The various types of forms in use were explained in the LHM and the SSC was invited to choose those forms it desired to see, after which steps would be taken to make them available to the SSC Staff.

7. REQUESTOR/DATE OF REQUEST: SSC. 4/30/75. The response is to Part IV of the SSC request.

8. RELEASING AUTHORITY: FBI

9. DATE OF SUBMISSION: 5/22/75

10. LOCATION OF FILE COPY: FBI file 62-116395

11. RELATION TO INTELLIGENCE COMMUNITY PROBLEMS: None.

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SFP:ekw (4)

62-116395

REC-100 62-116395-169

NOTE: Original via liaison to Central Community Index in connection with Senstudy 75.

17 JUN 4 1975

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO : 1975 O - 569-920

2 - Mr. [redacted] A. Mintz
(1 [redacted] Mr. J. B. Hotis...)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. T. E. Burns

May 16, 1975

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES

RE: LEGAL AUTHORITY

Reference is made to letter dated March 19, 1975, to the Attorney General from the Chairman of the captioned Committee, which enclosed certain requests for documents and other information from the Federal Bureau of Investigation (FBI).

Enclosed is a copy of a memorandum from Glen E. Pommerening, Assistant Attorney General for Administration to Clarence M. Kelley, Director FBI, dated November 1, 1974, captioned "Federal Employee Security Program Executive Order 10450."

The instructions contained in the enclosure were the subject of conversation between W. Raymond Wannall, Assistant Director, and Mr. John Elliff of the Committee, May 5, 1975, at Quantico, Virginia, and are being furnished to the Committee in order to provide further information with respect to your March 19, 1975, request.

62-116395

1 - The Attorney General

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DATE 1-25-01 BY SP2ALM/RW

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62-116395-168

ENCLOSURE

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO : 1975 O - 569-920

2 - Mr. J. A. Mintz
1 - Mr. J. B. Hotis
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. T. E. Burns

The Attorney General May 16, 1975

Director, FBI

UNITED STATES SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

By letter dated March 19, 1975, the Senate Select Committee requested certain information from the Federal Bureau of Investigation (FBI). Part I of the Committee's letter pertained to legal authority for investigations.

Enclosed for your approval and forwarding to the Committee is the original of a memorandum and a copy of a letter from Glen E. Pommerening, Assistant Attorney General for Administration to the Director November 1, 1974, captioned "Federal Employee Security Program Executive Order 10450."

The instructions contained in the enclosed November 1, 1974, communication concern legal authority for investigations and were the subject of discussion between Assistant Director W. Raymond Wannall and John Elliff of the Senate Select Committee during a conference at Quantico, Virginia, May 5, 1975. The instructions are being furnished to the Committee in an effort to provide more information with respect to the Committee's letter of March 19, 1975, referred to above.

A copy of this memorandum with enclosure is being furnished for your records.

Enclosures (4)

62-116395

TEB:cmc
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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ALM/RW

REC-100 62-116395-168

NOTE:

The enclosed Departmental letter contains certain supplemental instructions furnished FBIHQ with regard to Executive Order 11785 amending Executive Order 10450. We

NOTE CONTINUED PAGE 2

17 JUN 4 1975

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GPO : 1975 O - 569-920

The Attorney General

NOTE CONTINUED:

are proposing the document be furnished to the Committee as a supplement to material previously furnished the Committee in line with their 3/19/75 request. John Elliff of the Committee evidenced interest in receiving such instructions during a recent conversation with Assistant Director Wannall. We are providing the instructions as a further delineation of our authority in this area.

OPTIONAL FORM NO. 10
1973 EDITION
GSA FPMR (41 CFR) 101-11.6
UNITED STATES GOVERNMENT

Memorandum

TO: Clarence M. Kelley
Director
Federal Bureau of Investigation

DATE: NOV 1? 1974

FROM: Glen E. Pommerening
Assistant Attorney General
for Administration

XIII

SUBJECT: Federal Employee Security Program
Executive Order 10450

ALL INFORMATION CONTAINED ... 1-2501 SPOALM/RW

This is in response to your memoranda, entitled as above, dated May 8, 1974 and August 19, 1974, directed to the Deputy Attorney General, Criminal Division, and referring to problems which have arisen as a result of the promulgation of Executive Order 11785 which amends Executive Order 10450. In view of the involvement of my staff in these matters, I will undertake to answer your questions with the concurrence of the Criminal Division.

As you know this matter has been under continuing review both in the Task Force, chaired by a representative of this office, of working level representatives of various agencies in the security field and is now under study to a lesser degree in Project #10 of the "Domestic Council on Privacy".

You ask that the Department; (a) provide specific instructions to the Bureau to conduct intelligence-type investigations to identify and determine the activities of organizations now described in the amended Section 8(a)(5) of Executive Order 10450; (b) furnish guidelines to be used by the Bureau in initiating investigations of individuals under the captioned matter pursuant to Executive Order 10450 and specifically, criteria to be utilized in determining whether available information is a sufficient basis for investigation.

Under the amendment to Section 8(a)(5) of Executive Order 10450, we now have only two types of organizations; (1) those which unlawfully advocate or practice the commission of acts of force or violence to prevent others from exercising their rights under the constitution or laws of the United States or

any State, (2) or which seek to overthrow the Government of the United States, or any State or subdivision thereof, by unlawful means: (Emphasis added).

Of course, the key words which are underlined indicate that the investigation should be initially based on a possible violation of a federal (such as the Smith Act) or state statute prohibiting unlawful advocacy or the commission of any unlawful act of force or violence. However, in order for the Bureau to detect organizations with a potential of the above nature, it is important that the investigation proceed on the basis of information indicating that the organization may be of the nature mentioned. It is not necessary that a crime occur before the investigation is initiated, but only that a reasonable evaluation of the available information suggests that the activities of the organization may fall within the proscription of the Order. The most recent example of the type of organization, that you have advised is becoming more prevalent, is the small but dedicated to violence, Symbionese Liberation Army (SLA). Organizations of this nature would clearly fall within the Order and should be investigated as soon as information is available indicating their potentiality for violence and of course, if possible, prior to the fulfillment of their purposes.

It is true that Executive Order 11785 eliminated the prior communist, totalitarian, fascist, and subversive characterizations and definitions, but there was no intention of restricting the investigations of such organizations if their programs call for acts of force or violence or the unlawful advocacy of the commission of acts of force or violence in furtherance of these programs.

It is not possible to set definite parameters covering the initiation of investigations of potential organizations falling within the Order but once the investigation reaches a stage that offers a basis for determining that the activities are legal in nature, then the investigation should cease, but if the investigation suggests a determination that the organization is engaged in illegal activities or potentially illegal activities it should continue.

It follows in answer to your second question that individuals who are active either as members of or as affiliates of

zations described above should be investigated when mation is received indicating their involvement. The yardstick indicated above for organizations in determing whether the investigation should continue, should apply ncerning individuals and when a determination can reasonably e made that the individuals activities, either within the organization or as an individual, do not appear to be in violation of any law, then the investigation should cease.

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ENCLOSURE

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 5/16/75

Caption of Document: United States Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities Re: Legal Authority-Federal Employee Security Program, Executive Order 10450

Originating Office: FBI

Delivered by: Richard J. Taylor, Jr. Date: 5/21/75 @ 3:40

Received by:

Title:

Return this receipt to the Intelligence Division, FBI

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2-25-01 BY SP2ALM/RW

62-116395-168
ENCLOSURE

62-116395-167

CHANGED TO

62-116464-6X

ALL INFORMATION CONTAINED
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OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ___
Dep.-AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
Intell. ___
Laboratory ___
Legal Counsel ___
Plan. & Eval. ___
Spec. Inv. ___
Training ___
Telephone Rm. ___
Director Sec'y ___

TO : Mr. J. B. Adams DATE: 5-23-75

FROM : Legal Counsel

SUBJECT: ASSASSINATION OF JOHN FITZGERALD KENNEDY
DALLAS, TEXAS
11-22-63

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

On 5-22-75 CIA requested from the FBI copies of photographs of three "bums" who were taken into custody by Dallas authorities on 11-22-63 in the vicinity of the Texas School Book Depository. It has been alleged that the three persons shown in the photographs were E. Howard Hunt and Frank Sturgis, individuals involved in the Watergate incident, and Thomas Arthur Vallee, who was arrested in Chicago, Illinois, several days before the Kennedy assassination based on a threat against the President. Don Donahue, Special Assistant to Senator Henry Jackson (D-Wash.), made available on 9-12-74 to Inspector Bowers a set of the photographs depicting these "bums" which had been furnished to Donahue by one Michael Canfield, and the FBI Laboratory made copies from these prints, the original being returned to Donahue. Donahue requested that his identity be concealed as the source of these photographs. Canfield was supposed to furnish a set of these photographs to Washington Field Office but it has been determined he never did so.

At Mr. Adams' instructions, Bowers contacted Donahue on 5-22-75 and advised him of the CIA request for a set of these photographs. Donahue was told that if he has no objections we intend to furnish CIA a set of the pictures with the statement that the originals were obtained from an individual who requested his identity be concealed. Donahue stated that was quite satisfactory to him, adding that if it becomes necessary he would agree to his identity being disclosed as the source of these pictures.

ORIGINAL FILED IN 62-109060-7193

62-116395
NOT RECORDED
46 JUN 2 1975

80 MAY 30 1975

1 - Mr. Gebhardt
1 - Mr. Wannall
1 - Mr. White

1 - Mr. Mintz
1 - Mr. Cregar
1 - Mr. Bowers

DWB:kjs (8)

CONTINUED - OVER

LEGAL COUNSEL

ORIGINAL DOCUMENT SENT TO NATIONAL ARCHIVES (JFKARCA)
DATE 8/5/94

Legal Counsel to Mr. J. B. Adams
RE: ASSASSINATION OF JOHN FITZGERALD
KENNEDY
SENATE SELECT COMMITTEE ON
INTELLIGENCE ACTIVITIES

Appropriate personnel of the General Investigative, Intelligence, and Laboratory Divisions were telephonically advised of the contact with Donahue late on 5-22-75 and the Intelligence Division arranged that date to provide a set of the photographs to CIA.

RECOMMENDATION:

For information.

Ad Hoc Staff
75-817

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Intelligence Community Staff

21 May 1975

Senate Cy. '75

MEMORANDUM FOR: Members of the USIB Ad Hoc Coordinating Group

SUBJECT : IC Staff Verification of Clearances

Attached is an updated list of the security clearances provided to the Senate Select Committee Staff members. You will note there has been a significant increase since our last listing.

Updated information will be provided to you as this information changes.

Harriett Mowitt
Harriett D. Mowitt
Executive Secretary

Attachment: a/s

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ENCLOSURE

Records - please
file 62-116395

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84 JUL 29 1975

IC STAFF VERIFICATION OF CLEARANCES

21 MAY 1975

Staff Members of the Senate Select Committee on Intelligence Activities who have received a security investigation by the Federal Bureau of Investigation within the past five years and are certified as meeting requirements of EO 10450 for access to classified information up to and including TOP SECRET

NAME	COMPARTMENTED CLEARANCE DESIGNATED	COMPARTMENTED CLEARANCE BRIEFED	DATE AND PLACE OF BIRTH		SOCIAL SECURITY NO	
Aaron, David	*	B 4/15	8-21-38	IL	550-44-7971	
Bader, William	*	B 4/17	9-8-31	NJ	545-30-3377	TF-Badge
Bayly, John	*	B 5/19	1-26-44	DC	578-60-2305	
Banoff, Barbara			12-20-45	CAL	561-68-9123	
Baron, Frederick	*	B 5/19	12-2-47	CONN	494-54-5241	
Benz, Charity I	*		7-23-46	NY	053-38-7410	
Birdsell, Wayne			5-2-06	DC	578-03-1841	
Brissett, Belva			6-23-41	OK	440-44-6374	
Brooks, Nancy	*		2-14-40	KY	313-38-6773	
Brown, C. Harold			6-6-38	Ohio	278-34-3428	
Carpenter, Margaret	*	B 5/19	8-27-44	CAL	555-62-6129	
Carter, Barry	*	B 4/24	12-14-42	CAL	567-56-8854	
Chesnik, Barbara			4/18/46	WI	390-46-2235	
Davis, Lynn	*	B 4/17	9-6-43	FL	042-36-9155	TF-Badge
Dawson, Thomas			9-9-52	MINN	471-60-1688	
Dawson, Rhett	*	B 5/19	12-9-43	ILL	351-34-4329	

ENCLOSURE

62-116395-

21 MAY 1975

NAME	COMPARTMENTED CLEARANCE DESIGNATED	BRIEFED	DATE AND PLACE OF BIRTH		SOCIAL SECURITY NO	
DeOreo, Mary			6-13-47	OH	287-42-6258	
Dillon, Molly			4-16-51	VA	150-38-4588	
Doolittle, Patricia			8-12-43	NC	213-42-6360	
Dwyer, Daniel			8-24-52	MA	023-44-8792	
Elliff, John	*		6-30-41	DC	345-34-2468	
Epstein, Michael Taylor			3-10-37	MASS	026-28-6318	
Erno, Joan			8-30-46	DC	215-46-2988	
Fenn, Peter	*	B 4/24	12-12-47	MA	213-50-1123	
Gitenstein, Mark Henry	*		3-7-46	ALA	420-60-8767	
Greissing, Edward			11-27-50	Germany	296-50-4113	
Harrigan, Arthur	*	B 5/19	3-16-44	NY	141-34-1031	
Hatry, Audrey Helen	*	B 5/19	6-10-23	MD	216-14-8691	
Inderfurth, Mark K.	*	B 4/29	9-29-46	NC	245-74-5617	TF-Badge
Johnson, Dorothy			6-8-25	OR	540-20-6413	
Johnson, Loch	*	B 4/29	2-21-42	New Zealand	566-62-0478	
Karalekas, Anne			11-6-46	MA	023-36-4329	
Kelley, Robert	*	B 5/19	10-29-40	IND	559-54-1348	

21 MAY 1975

NAME	COMPARTMENTED CLEARANCE DESIGNATED	BRIEFED	DATE AND PLACE OF BIRTH		SOCIAL SECURITY NO	
Kieves, Lawrence	*	B 5/19	1-4-48	NY	068-38-6464	
Kirbow, Charles	*	B 4/24	10-2-22	GA	252-12-5112	TF - Badge
LaVoy, Diane			11-10-48	Venezuela	165-40-3119	
Liebengood, Howard			12-29-42	IN	307-44-9707	
Lombard, Charles	*	B 4/24	6-2-30	France	578-44-9471	Badge
Lynch, Mary			3-16-26	W. VA.	250-38-1344	
MacDonald, Naldeen			10-19-51	Brazil	225-78-8708	
Madigan, Michael James	*	B 4/15	4-18-43	DC	042-34-3797	TF - Badge
Marshall, Benjamin	*	B 4/17	5-4-19	NE	485-28-4503	
Marshall, Burke			10-1-22	NJ	577-44-5241	
Maxwell, Elliot Everett	*	B 4/15	7-24-46	NY	133-34-4225	TF - Badge
Mecham, Martha Evans	*		2-11-40	CAL	528-48-6848	
Miller, William G.	*	B 4/15	8-15-31	NY	109-26-4349	
Monaco, Patricia	*		10-17-35	NJ	157-26-8100	
Moore, Janet	*		4-9-43	Iowa	484-52-9820	
O'Flaherty, James Daniel	*	B 4/15	11-4-42	ILL	239-62-8495	Badge
Orloff, Jan			11-14-47	CAL	558-74-8394	

21 MAY 1975

NAME	COMPARTMENTED CLEARANCE DESIGNATED	BRIEFED	DATE AND PLACE OF BIRTH		SOCIAL SECURITY NO	
Peterson, John F.			6-15-41	CAL	565-56-7707	
Pitts, Susan			10-24-53	Canada	020-40-7638	
Pyle, Christopher			11-24-39	Mass	019-30-9898	
Quanbeck, Elton	*	B 5/19	5-15-26	N.DAK	501-14-4534	
Ricks, Walter			12-27-46	GA	244-74-4304	
Romberg, Alan	*	B 4/22	12-1-38	NY	107-30-8583	
Rowe, James	*	B 5/19	6-6-51	DC	579-62-6719	
Schneider, Ruth [1]	*		10-31-44	CONN	008-32-0180	
Schwarz, Frederick A.O., III	*	B 4/15	4-20-35	NY	084-30-2047	
Seidel, Lester			7-17-44	DC	216-38-5204	
Shea, Patrick	*	B 4/15	2-28-48	Utah	528-64-1965	
Shelburn, Frank			5-30-13	VA	338-24-6934	
Smith, Elizabeth	*	B 5/19	6-21-49	NY	076-42-0199	
Smith, John L.			3-3-39	KY	400-52-5800	
Smith, Stephanie			3-23-54	OH	282-58-6476	
Smothers, Curtis	*	B 5/16	8-26-43	MD	220-38-9869	Badge
Snider, Lewis Brittle	*	B 4/24	1-12-45	NC	246-72-0956	
Talley, Martha			9-7-50	NC	245-88-1368	
Thoben, Florence			6-2-10	IND	313-12-1857	

21 MAY 1975

NAME	COMPARTMENTED CLEARANCE DESIGNATED	BRIEFED	DATE AND PLACE OF BIRTH		SOCIAL SECURITY NO	
Thomas, Robert			12-16-25	MD	219-14-5186	
Towell, Mary			4-25-44	TENN	566-64-7628	
Treverton, Gregory			1-21-47	COLO.	524-62-2459	
Truehart, William			12-18-18	VA	225-20-6411	
Wallach, Paul			5-24-47	NY	149-36-2999	
Ward, Fred			11-20-40	DC	225-50-9983	
Wides, Burton Victor	*	B 4/17	6-14-41	NJ	139-30-1936	TF - Badge
Wiik, Carol Ann[1]	*		4-21-51	MASS	017-40-7170	
Zimmerman, Phebe			12-1-50	Ohio	271-54-1724	

[1] documentation is being forwarded

Calendar No. 174

94TH CONGRESS
1ST SESSION

S. RES. 165

[Report No. 94–181]

IN THE SENATE OF THE UNITED STATES

MAY 21, 1975

Mr. CHURCH submitted the following resolution; which was referred to the Committee on Rules and Administration

JUNE 5, 1975

Reported by Mr. CANNON, without amendment

(Senstudy - 75)

RESOLUTION

Authorizing supplemental expenditures by the Select Committee To Study Governmental Operations With Respect to Intelligence Agencies for an inquiry and investigation relating to intelligence activities carried out by or on behalf of the Federal Government.

Resolved, That section 6 of Senate Resolution 21, Ninety-fourth Congress, agreed to January 27, 1975, is amended by striking out the amounts "$750,000" and "$100,000" and inserting in lieu thereof "$1,150,000" and "$300,000", respectively.

62-116395
NOT RECORDED
6 JUL 28 1975

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THE DIRECTOR OF CENTRAL INTELLIGENCE
WASHINGTON, D. C. 20505

35

USIB-D-27.10/2
17 May 1975

SENSTUDY 75

MEMORANDUM FOR: USIB Principals

SUBJECT : Reporting of Interviews with ~~Congressional~~ Investigating Committees or their Staffs

REFERENCE : My Memorandum to Addressees, 10 April 1975, Subject: Community Aspects of Inputs to Congressional Committees Investigating Intelligence (USIB-D-27.10/1)

1. Reference memorandum reported establishment by the Intelligence Community Staff of a registry for documentation relating to the Congressional investigations, and furnished you with a format for abstracts to be provided to the registry on each formal input to a Select Committee. In addition to having in the registry the abstracts or, as appropriate, the actual papers submitted as documentation to a Select Committee, it is important that we establish a method for reporting on interviews. Accordingly, I am enclosing a proposed format for abstracts to be used for reporting on interviews by Congressional Committee members or staff with your personnel which involve information on Community activities or which, in your judgment, raise the possibility of follow-on queries elsewhere concerning the functioning or activities of the Community.

2. There is no intent to intrude upon matters which are properly each agency's organizational responsibility nor to infringe upon employees' individual rights or security. The interview abstract format does not provide for identification of the person being interviewed. The "File Reference No." entry is for your convenience to indicate where any supporting documentation is located within your own filing system.

Original Filed In 62-80750-5071

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3. It is essential that the Intelligence Community be aware of all aspects of the Congressional investigations which involve Community matters, or which may relate to Select Congressional Committee activities being conducted elsewhere in the Community. The availability in the registry of document and interview abstracts should help provide this internal visibility.

W. E. Colby
Chairman

Attachment: as stated

Attachment
USIB-D-27.1/2
17 May 1975

FORMAT FOR ABSTRACT TO BE SUBMITTED TO DCI/IC SELECT COMMITTEES COORDINATING STAFF REGISTRY

ORAL INFORMATION PROVIDED TO THE SENATE (HOUSE) SELECT COMMITTEE INVESTIGATING INTELLIGENCE ACTIVITIES

1. Subject:
2. Witness' Organization:
3. File Reference No.:
4. Date of Interview:
5. Interviewer(s):
6. Classification of Information:
7. Summary of Content: (Brief narrative statement describing content, problems addressed, and any conclusions or recommendation)
8. Relation to Intelligence Community Problems: (Identify)

62-116395-

ENCLOSURE

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. Adams
1 - Mr. Jenkins
1 - Mr. McDermott
1 - Mr. Mintz

TO : Mr. W.R. Wannall

DATE: 5/7/75

1 - Mr. Wannall
1 - Mr. J.C. Farrington
1 - Mr. Cregar
1 - Mr. Flemister
1 - Mr. Schwartz

FROM : H.C. Flemister, Jr.

Senstudy-75

SUBJECT: MORTON HALPERIN
FREEDOM OF INFORMATION ACT (FOIA) REQUEST

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
Intell. ___
Laboratory ___
Plan. & Eval. ___
Spec. Inv. ___
Training ___
Legal Coun. ___
Telephone Rm. ___
Director Sec'y ___

This memorandum sets forth results of Liaison contact with Central Intelligence Agency (CIA) concerning Halperin's request to be provided with a copy of a 1948 memorandum of understanding between the FBI and the CIA. Halperin has made this request of both CIA and the Bureau.

On 4/30/75 Mr. James Garrison, CIA, advised that after considerable research in CIA files, the following documents (copies attached) were located which pertain to Halperin's request. Copies have also been located in Bufiles:

(1) Memorandum for the Record dated 9/22/48 entitled "Cooperation and Liaison Between Federal Bureau of Investigation and Office of Policy Coordination, CIA," which was prepared by CIA and originally classified Top Secret. This document has recently been downgraded by CIA to a classification of Secret.

(2) Letter dated 9/22/48 from Frank G. Wisner, Assistant Director for Policy Coordination, CIA, to Mr. D. Milton Ladd, Assistant to the Director, FBI, which forwarded as an enclosure the 9/22/48 memorandum described above. This item was also originally classified Top Secret but has been downgraded by CIA to Secret.

62-116395-

63-16062-45

ORIGINAL FILED IN

JUN 25 1975

(3) Letter dated 10/2/48 from J. Edgar Hoover to Wisner which acknowledges that the arrangement set forth in the memorandum of 9/22/48 is satisfactory to the Bureau. This item was not classified in accordance with current classification standards but bears the marking "Personal and Confidential."

NOT RECORDED
46 JUN 30 1975

ENCLOSURE

ENCLOSURE

Enclosures - 3
LFS:tdp (10)

CONTINUED - OVER

Records

cc in 62-116395

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY SP2ALM/RW

84 JUL 1 1975

Memorandum to Mr. W.R. Wannall
RE: MORTON HALPERIN
FREEDOM OF INFORMATION ACT (FOIA) REQUEST

Mr. Garrison advised that CIA considers items 1 and 2 to be CIA documents and item 3 to be an FBI document containing CIA information. CIA proposes to furnish Halperin declassified copies of items 1 and 2 which have been sanitized in accordance with the brackets on the attached copies. CIA has no objection to the Bureau's furnishing Halperin a copy of item 3 if it is declassified and the CIA information indicated by brackets in the attached copy is excised. Mr. Garrison noted that CIA no longer considers the 9/22/48 memorandum to be operative since CIA's Office of Policy Coordination no longer exists.

Mr. Garrison advised further that with regard to a Senate Select Committee (SSC) request for copies of all agreements between the FBI and the CIA, CIA does not plan to provide the SSC with copies of items 1 and 2 but plans to allow appropriately cleared SSC staff representatives to examine the unsanitized Secret versions of items 1 and 2 at CIA Headquarters. He further advised that CIA would have no objection if the Bureau allows SSC staff representatives to examine item 3 in Bureau space provided it is classified Secret in accordance with CIA's classification of its information. Mr. Garrison requested that if the Bureau decides to provide the SSC with a copy of item 3 for its retention, the document be declassified and sanitized in accordance with the attached copy.

The Intelligence Division has no objection to the FOIA request of Halperin being handled in accordance with the above. Recommendation for handling of the SSC request will be made by separate memorandum.

ACTION:

This memorandum and its attachments should be forwarded to the FOIA Unit of the Files and Communications Division for appropriate handling.

SECRET

C O P Y

DRAFT

22 September 1948

MEMORANDUM FOR THE RECORD:

SUBJECT: Cooperation and Liaison Between Federal Bureau of Investigation and Office of Policy Coordination, CIA

1. This memorandum records an understanding which has been arrived at in conversations between Mr. D. Milton Ladd, Assistant to the Director, Federal Bureau of Investigation, and Mr. Frank G. Wisner, Assistant Director, and Chief of the Office of Policy Coordination, of CIA. The conversations in question were duly authorized by the Associate Director of the Federal Bureau of Investigation and by the Director and Deputy Director of CIA and were arranged by the Executive Secretary of the National Security Council on behalf of the White House. The purpose of the understanding is to provide a basis for cooperation and liaison between the FBI and the Office of Policy Coordination, CIA, and the following points summarize the essential elements of the understanding:

a. In view of the distinctive character of the activities of the Office of Policy Coordination, it is considered advisable that separate and direct liaison be established between that office and the FBI. For this purpose the FBI will provide a special liaison officer who will be nominated by the FBI within the near future. (This arrangement has been specifically approved by the Deputy Director, CIA, in the absence of the Director.)

b. It is understood that in the discharge of the duties and obligations laid upon the Office of Policy Coorination by the National Security Council, it is necessary for this Office to have dealings with individuals and groups of foreign nationalities within and without the United States and to sponsor the movement from time to time of such individuals and representatives of such groups between the United States and foreign countries. The Office of Policy Coordination recognizes the primary responsibility of the FBI in the field of United States domestic security, and the FBI acknowledges that it is essential for the Office of Policy Coordination to have direct dealings with the individuals and groups aforementioned.

c. In order that the interests of both parties to this understanding shall be served, it is understood that the Office of Policy Coordination keep the FBI generally informed concerning the extent and character of its dealings with

HISTORICAL DOCUMENT
Destroy only with consent of the Historical Staff

Downgraded to SECRET per
Paul J. Burns 019210

ENCLOSURE 62-116395

ENCLOSURE

SECRET

COPY 1 OF 1 COPIES

II - Groups and Organizations:

International Peasant Union which is made up of representatives of Polish Agrarian Party; Bulgarian Agrarian Party; Croatian Peasant Party; Hungarian Small Holders Party; Rumanian National Peasant Party; Serbian Agrarian Union and a number of recognized Czechoslovak political leaders.

In view of the highly classified character of our activities, I am sure that you will appreciate the importance of maintaining the maximum security precautions.

Sincerely yours,

FRANK G. WISNER
Assistant Director for
Policy Coordination

Enclosure - 1

SECRET

C O P Y

22 September 1948

Mr. D. Milton Ladd
Assistant to the Director
Federal Bureau of Investigation
Washington 25, D. C.

Dear Mr. Ladd:

Confirming our telephone conversation of today, I am enclosing a draft of a proposed memorandum which I have prepared for the purpose of recording the understanding which has been arrived at between us in regard to the cooperation and liaison between my office and the Bureau. I have endeavored in this draft to set out the essential features of our conversation of yesterday afternoon and I should appreciate your indicating to me any modifications or changes which you may deem necessary or advisable to reflect your recollection and understanding of our conversation. Upon my receipt of your suggested changes, if any, and following any further discussion between us which may be indicated as desirable, I shall prepare this memorandum in final form and furnish to you the original and a copy thereof, with the request that you initial and return to me the copy.

In accordance with the terms of our understanding, I should like to submit to you herewith the names of certain of the individuals and groups with whom it is proposed that my office will have dealings in connection with our authorized activities. From time to time in the future I shall furnish you with additional names. The following are the names:

I - Individuals:

George M. Dimitrov, Exiled Secretary General of Bulgarian Agrarian Party

Stefan Osusky, prominent Czech Refugee leader

Ferenc Nagy, head of Hungarian Small Holders Party

Dr. Vladko Macek, representative of Croatian Peasant Party

Stanislas Mikolajczyk, former Polish Vice Premier

Andre Cretzianu, former Rumanian Cabinet Minister

ENCLOSURE 62-116395

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foreign individuals and groups within the United States. More specifically the Office of Policy Coordination will, in so far as possible, inform the FBI sufficiently in advance of its proposed dealings with such individuals and groups to enable the FBI to advise the Office of Policy Coordination of any security risks which may be involved in dealing with such individuals and groups and in order to provide the FBI with adequate opportunity to indicate individuals which it is employing for its own purposes in connection with the penetration of foreign groups.

d. There shall be an exchange of information between the FBI and the Office of Policy Coordination concerning the significance, activities, and reliability of such individuals and groups of foreign nationalities within the United States as may be of interest to the Office of Policy Coordination.

____
F. G. W.

____
D. M. L.

EYES ALONE

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

30 MAY 1975

Intelligence Community Staff

DCI/IC-75-0597

Sen study -75

MEMORANDUM FOR: Mr. Thomas K. Latimer, Department of Defense
Mr. William G. Hyland, Department of State
Mr. E. H. Knoche, Central Intelligence Agency
Mr. William O. Cregar, Federal Bureau of Investigation
Mr. William N. Morell, Jr., Department of Treasury
Mr. James G. Poor, Energy Research & Development Administration
Mr. William Nichols, Office of Management and Budget
Mr. John B. Hotis, Department of Justice

SUBJECT : Future Legislation Relative to U.S. Intelligence

Following up on the discussion at yesterday's meeting of the Policy Steering Group, addressees are encouraged to provide to the White House specific suggestions for administrative or legislative action relative to U.S. intelligence programs. Such proposals should be realistic and doable in the near term. Please provide two copies of all suggestions to James Wilderotter, Room 182, Old Executive Office Building by 10 June 1975.

REC-100 62-116395-166

Harriett D. Mowitt
Harriett D. Mowitt
Executive Secretary
USIB Ad Hoc Coordinating Group

17 JUN 4 1975

file in 62-116395 5.8

84 JUN 4 1975

EYES ALONE

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.: ___
Admin. ___
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Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
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Spec. Inv. ___
Training ___
Telephone Rm. ___
Director Sec'y ___

TO : Mr. J. B. Adams

DATE: 5-19-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY

K. William O'Conner, Deputy Assistant Attorney General, Civil Rights Division, who has recently been designated by the Attorney General to coordinate all responses by the Department to the Senate Select Committee(SSC), advised on the afternoon of 5-19-75 that he had met with Chief Counsel to the SSC F. A. O. Schwarz and John Elliff, who is the head of the task force of the Senate Select Committee on the FBI. O'Conner stated he informed Schwarz and Elliff that he would not make available Bureau secretaries Mary Ann Massa and M. Ann Mierzejewski, who are scheduled for interview on Tuesday, 5-20-75, absent an agreement by the Committee that an FBI representative would be allowed to be present during the interview. O'Conner indicated that the Department's stand in this matter regarding the insistence that FBI representatives be present during the interview was backed by the White House, the Attorney General, and the Deputy Attorney General.

By way of background, it should be noted that Mr. O'Conner and Associate Deputy Attorney General McDermott were contacted on 5-14-75, and advised of the requested interview of the two aforementioned employees at which time O'Conner and McDermott did not advise of any way in which the employees could be prevented from consenting to interview. While they were upset at the prospect of service personnel, such as stenographers being interviewed by the Committee, they indicated at that time they could not see any legal leverage which could be used to preclude such interviews. With this decision in mind arrangements were made to make these employees available for interview.

REC 112 62-116395-1165

Schwarz told O'Conner he would have to check with the SSC prior to agreeing to allow FBI representatives to be present. O'Conner stated Schwarz was quite upset at the Department's stance in this matter, but indicated he would give O'Conner an answer this evening. O'Conner indicated to Schwarz that the two Bureau employees would be available for interview on the 20th should the Committee agree to the presence of FBI representatives during the interview.

1 - Mr. Adams
1 - Mr. Wannall
1 - Mr. Mintz
1 - Mr. W. O. Cregar
1 - Mr. Hotis
1 - Mr. Daly

PVD:dkg (8)

CONTINUED - OVER

SEE ADDENDUM - PAGE 2

O'Conner requested that the Bureau continue with his plan to have both employees available should the interview take place on the 20th.

ACTION:

You will be kept expeditiously advised of all developments concerning this matter.

ADDENDUM: LEGAL COUNSEL DIVISION 5-19-75 PVD:dkg

At 4:15 p.m. Mr. O'Conner advised that he had just been contacted by F. A. O. Schwarz, and Schwarz stated the Committee's position concerning the presence of FBI representatives during the interview of the two secretaries is unchanged. O'Conner related that he told Schwarz that Departmental position is also unchanged in that there will be no interview unless the Committee relents on this position. O'Conner indicated he would keep the Bureau advised and requested that we continue with our plans to have the secretaries available for interview as Schwarz indicated he would again contact O'Conner regarding this issue.

Airtel

1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
5/23/75

To: SAC, Atlanta

1 - Mr. S. F. Phillips

From: Director, FBI (62-116395)

PERSONAL ATTENTION

SENSTUDY 75

Enclosed for immediate hand delivery to former SA Alan G. Sentinella is an original and one copy of a statement he voluntarily dictated to a Bureau secretary 5/21/75 and which was transcribed subsequent to Sentinella's departure from Washington, D. C.

For your information, Sentinella has indicated a desire to review this statement and make any necessary corrections, after which he will furnish you a copy for forwarding to the Bureau which should be by cover airtel immediately after Sentinella makes it available. Direct airtel to Attention, INTD - W. O. Cregar.

Enclosure
SFP:ekw
(6)

NOTE: The statement involved concerns Sentinella's testimony before an Executive Session of the Senate Select Committee 5/21/75, contents of which testimony Sentinella indicated to S. F. Phillips of the Senstudy 75 Project he (Sentinella) desired to make available to the Bureau.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-05-01 BY

EX 104

REC-7 62-116395

MAILED 8 MAY 23 1975 FBI

5 MAY 27 1975

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
Intell. ___
Laboratory ___
Plan. & Eval. ___
Spec. Inv. ___
Training ___
Legal Coun. ___
Telephone Rm. ___
Director Sec'y ___

MAIL ROOM ☐ TELETYPE UNIT ☐

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. J. B. Adams
1 - Mr. T. J. Jenkins

TO : Mr. W. R. Wannall

DATE: 5/23/75

1 - Each Assistant Director

FROM : W. O. Cregar

1 - Mr. W. O. Cregar

SUBJECT: SENSTUDY - 75

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
Intell. ___
Laboratory ___
Legal Coun. ___
Plan. & Eval. ___
Spec. Inv. ___
Training ___
Telephone Rm. ___
Director Sec'y ___

Reference is made to my memorandum dated 5/19/75 which attached a copy of a letter to the Attorney General dated 5/14/75, from Senator Frank Church, Chairman, United States Senate Select Committee (SSC) with appendices A thru D. The memorandum noted the ambiguous nature of some of the SSC requests and that Mr. K. William O'Conner, Deputy Assistant Attorney General, who is the Department of Justice coordinator for SSC matters, is presently negotiating the 5/14/75 requests with the SSC Staff.

Even though the negotiations are still under way, we believe that ultimately we will be required to provide substantial responses to the 5/14/75 requests. To this end we have begun to gather together the necessary data from our files in anticipation of the substantial responses we will be required to prepare. The various requests set forth in the May 14, letter have been analyzed and specific assignments made to prepare responses. The primary assignments have been made to representatives of several Sections of the INTD. It is anticipated that in some circumstances it will be necessary for these INTD representatives to convey requests for information and material to other Divisions. When such action is necessary contact will be effected through the designated representatives of the other Headquarters Divisions. A list of such other Divisional representatives is maintained by the SENSTUDY Staff on the basis of designations made to assist in previous SSC requests, and is set forth below.

DIVISION	REPRESENTATIVE	EXTENSION
1-Identification	James T. Stewart	4219
2-Training	James E. Reilly	3472
3-Administrative	Fred Woodworth	4132

REC-100 62-116395-163

JUN 3 1975

62-116395
EWL/SFP:cmc
(17)

CONTINUED - OVER

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PERS. REC. UNIT

84 JUN 3 1975

Memorandum to Mr. W. R. Wannall
Re: SENSTUDY - 75
62-116395

4-Files and Communications	Homer R. Hauer	4870
6-General Investigative	J. William Hines	4276
7-Laboratory	John P. Wilgus	~~3721~~ 3463
8-External Affairs	David L. Divan	2535
9-Special Investigative	John E. McHale	2525
10-Inspection	Fred Griffith	2830
11-Legal	Paul V. Daly	2542
12-Computer Systems	Charles D. Neudorfer	3635

The listed individuals are considered to be the permanent representatives to the SENSTUDY project and will be the primary points of contact within the respective Divisions. It is requested that any Division desiring to change the above designations promptly advise SENSTUDY project on extension 4636.

ACTION:

None except where necessary to redesignate Division representatives.

WRW

PLM

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
Intell. ___
Laboratory ___
Plan. & Eval. ___
Spec. Inv. ___
Training ___
Legal Coun. ___
Telephone Rm. ___
Director Sec'y ___

TO : Mr. J. B. Adams

DATE: 5/22/75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

On 5/21/75, Andy Smith, Supervisor in our Birmingham Office, called Deputy Assistant Director Herington and advised that former SA Robert R. Nichols (EOD: 1/6/47; retired: 5/12/72) had been contacted by the Senate Select Committee for interview. Smith connected Nichols through to Herington, at which time Nichols advised that about ten days ago Lester Seidel of the Senate Select Committee had contacted him. At that time, Nichols was going to Oklahoma City, and has just recently returned home to Birmingham. Nichols stated that at one time he was the case agent in the Atlanta Office on the Martin Luther King investigation, and it was presumed this was the subject matter of the proposed interview.

Nichols was advised that the decision as to whether he would consent to interview was entirely his to make. He was reminded that he had signed a secrecy agreement, and was reminded of the provisions of AG Order 501-73 requiring prior authority from the appropriate Departmental official prior to a current or former employee furnishing information he acquired during the course of his employment. He was also advised that he had a right to be represented by a personal attorney if he desired and that he had all the constitutional rights available to him, the same as any citizen. He was further told that if he desired to have an FBI representative available, but not present during the interview, he could so request, noting that the purpose of the FBI representative would be to counsel him concerning sensitive areas which might be explored.

REC-107 62-116395-162

JUN 3 1975

It was emphasized to Nichols that the FBI would not and could not recommend the course of action he should take and that the decision with regard to this interview was entirely his to make.

COPY RETAINED IN PERSONNEL RECORDS UNIT

RECOMMENDATION:

For information.

1 - Mr. Adams
1 - Mr. Wannall
1 - Mr. Phillips
1 - Mr. Mintz
1 - Mr. Hotis
1 - Mr. Herington

JH:mtm

Records - 67-414885 (Nichols)

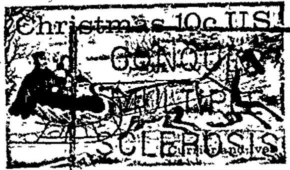
ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 12/20/01 BY SP2ALM/RW

PERS. REC. UNIT

84 JUN 3 1975

Mr. David E. Todd
20 Cozzolino Drive
Millbrae, CA 94030

U.S. POSTAL SERVICE, CA 956
PM
19 MAY
1975



CONQUER MULTIPLE SCLEROSIS

Director
Federal Bureau of Investigation
9th and Pennsylvania Avenue
Washington, DC 20535

Attention:
Office of the Legal Counsel

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE BY

5-19-75

Attention:

Jack Harrington
Office of the Legal Counsel

Remytelcall 5/16/75

David E. Todd

Senstudy - '75

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ENCLOSURE

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DATE 1-25-01 BY SP2ALM/RW

file
62-116395

REC-1 62-116395-1161

17 MAY 21 1975

PERS. REC. UNIT

LEGAL COUNSEL

Recds
cc 67-177553 (David Todd)

84 JUN 3 1975

May 19, 1975
20 Cozzolino Drive
Millbrae, CA 94030

Mr. Lester B. Seidel
Investigator
Select Committee to Study
Government Operations with
Respect to Intelligence Activities
Room 2308
Building 302 - Dirkson Building
Washington, DC 20510

Dear Mr. Seidel:

Reference is made to your telephone call to me on May 16, 1975, in which you advised that the Committee was gathering facts concerning the FBI's various CoIntelPros and in particular, you were looking into the CoIntelPro having to do with the Black Panthers. You inquired if I recalled a letter, which had been made public, dated May 11, 1970, from the Director, FBI, to the SAC, San Francisco, which suggested disruptive techniques against the Black Panthers and which mentioned spurious police or FBI reports. I advised you I had no first hand recollection of having seen such a document at that time, but that I had read a recent news item describing such a document.

You also indicated an interest in the theoretical question as to whether intelligence functions should be divorced from enforcement functions in order to avoid the dilemma of disclosure versus dismissal, and you suggested that my views on this might be helpful in educating the Committee.

For your information, I entered on duty as a Special Agent on January 5, 1942, and retired from the Bureau on December 3, 1971. During the two years immediately preceding my retirement I served as supervisor of a squad of agents which investigated, among other matters, violations and alleged violations of law by the Black Panthers. The only information I have concerning the Black Panthers was learned as a direct result of my official duties. I have made no independent study of them, nor do I have any personal files or written material, either official or otherwise, relating to them.

Since speaking with you, I have reviewed Executive Order #501-73 (28 C.F.R.§§ 16.21, 16.22 and 16.23) which specifies that no employee or former employee of the Department of Justice shall produce any material contained in the files of the Department

161

nor shall he disclose any information acquired in the performance of his official duties without prior approval of the Attorney General or appropriate Departmental official.

From this, I must conclude that I am prohibited from furnishing you or the Committee any information along the lines requested by you unless appropriate authority to do so has first been given by an authorized representative of the Department of Justice.

Very truly yours,

David E. Todd

DAVID E. TODD

cc: Director,
Federal Bureau of Investigation
9th and Pennsylvania Avenue
Washington, DC 20535

SAC
Federal Bureau of Investigation
450 Golden Gate Avenue
San Francisco, CA 94102

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

DATE: 3/20/75

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

Assoc. Dir. —
Dep. AD Adm. —
Dep. AD Inv. —
Asst. Dir.:
Admin. —
Comp. Syst. —
Ext. Affairs —
Files & Com. —
Gen. Inv. —
Ident. —
Inspection —
Intell. —
Laboratory —
Plan. & Eval. —
Spec. Inv. —
Training —
Legal Coun. —
Telephone Rm. —
Director Sec'y —

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ALM/

I received by hand delivery from the Department at 3:06 p.m. on March 20, 1975, the attached copy of a letter from Senator Church to the Attorney General dated March 19, 1975, with its enclosed list of requests being made by the Committee.

Senator Church requests that the documents involved be supplied to the committee at the earliest opportunity. A review of the requests revealed that the Intelligence Division would have the principal interest in all except request III, A and C, which would be of interest to the Administrative Division. The last item appearing under V, B should be available only through the Criminal Division of the Department or the Attorney General's office.

RECOMMENDATIONS:

1. That the Intelligence Division and the Administrative Division review the attached request for FBI materials to determine whether we may make a full response to the requests.

EX 104 REC 44 62-116395-160

7 APR 22 1975

2. That the required materials be prepared for submission to the Committee and any difficulties be made known at the earliest possible date.

62-116395

Enc.

1 - Mr. Wannall - Enc.
1 - Mr. Walsh - Enc.
1 - Mr. Farrington - Enc.
1 - Mr. Hotis - Enc.
1 - Mr. Mintz - Enc.

JAM:mfd
(7)

LEGAL COUNSEL

84 JUN 3 1975

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWER, TEXAS, VICE CHAIRMAN
PHILIP A. HART, MICH. HOWARD H. BAKER, JR., TENN.
WALTER F. MONDALE, MINN. BARRY GOLDWATER, ARIZ.
WALTER D. HUDDLESTON, KY. CHARLES MCC. MATHIAS, JR., MD.
ROBERT MORGAN, N.C. RICHARD S. SCHWEIKER, PA.
GARY HART, COLO.
WILLIAM G. MILLER, STAFF DIRECTOR

United States Senate

SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES
(PURSUANT TO S. RES. 21, 94TH CONGRESS)
WASHINGTON, D.C. 20510

March 19, 1975

The Honorable Edward H. Levi
The Attorney General
Washington, D. C. 20530

Dear Mr. Attorney General:

On behalf of the Senate Select Committee To Study Governmental Operations With Respect To Intelligence Activities, Senator Tower and I want to thank you for the opportunity we had on February 26, 1975, to discuss the work of the Committee. I want to express my personal appreciation for your willingness to assist the Committee to meet its responsibilities under the mandate of S. Res. 21. I believe we are in agreement that the work of the Committee should proceed as expeditiously as possible.

Toward that end we are seeking initial documentation from various agencies whose activities fall within the mandate given us by the Senate. Enclosed with this letter is a copy of an initial request for documents relating to the Federal Bureau of Investigation, which has been previously discussed with staff representatives of the Bureau. With the unanimous approval of the Committee, I respectfully request that the documents be supplied to the Committee at the earliest opportunity.

We expect to make similar initial requests for documents to other parts of your Department that fall under the mandate of S. Res. 21.

I trust that our respective staffs will continue to work together in the spirit of mutual cooperation which we both recognize is necessary to ensure a thorough and expeditious investigation.

With kind regards,

Sincerely,

Frank Church
Frank Church
Chairman

62-116395-160

ENCLOSURE

FIRST REQUEST FOR FBI DOCUMENTS

I. Legal Authorities

All memoranda discussing the legal authority of the Federal Bureau of Investigation to (1) investigate internal security matters, (2) collect intelligence information, and (3) engage in counter-intelligence activities; together with copies of all constitutional and statutory provisions, executive orders, presidential directives, Attorney General opinions and memoranda, and any other materials asserted as sources of such authority. 5

II. Jurisdictional Agreements

All delimitations agreements, jurisdictional agreements, agreements for coordination, and memoranda or understanding, between the FBI and any other Federal departments or agencies, insofar as they pertain to internal security, intelligence collection, and/or counter-intelligence matters, operations, or activities. 5

III. Organization

A. A detailed current organizational chart reflecting all divisions, sections, branches, and units of the FBI, and the subject matters assigned to each by generic and numerical designation. 3

B. A list of names, titles, and offices of assignment of all Intelligence Division personnel at FBI Headquarters, down to and including unit chiefs, together with the number of personnel below the level of unit chief categorized by unit or other office of assignment. 5

C. At the field level, the titles and the number of FBI field office agents assigned to internal security, intelligence collection, and/or counter-intelligence matters, operations, or activities, together with the percentage of total agent man-hours devoted to such matters, operations, and activities. 3

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ACM/RL

62-116395-160

ENCLOSURE

IV. Policies and Procedures

A. The table of contents of the FBI Manual of Instructions, and those portions of the Manual of Instructions which pertain to internal security, intelligence collection, and/or counter-intelligence matters, operations, or activities. 5 ✓

B. The table of contents of the FBI Manual of Rules and Regulations, and those portions of the Manual of Rules and Regulations which pertain to internal security, intelligence collection, and/or counter-intelligence matters, operations, or activities. 5 ✓

V. Studies and Reports

A. The Special Report of the Interagency Committee on Intelligence (Ad Hoc), dated June, 1970. 5

B. The original report on COINTELPRO activities prepared by the Committee headed by Assistant Attorney General Henry Petersen. (Dept.)

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Admin.
Comp. Syst.
Ext. Affairs
Files & Com.
Gen. Inv.
Ident.
Inspection
Intell.
Laboratory
Legal Coun.
Plan. & Eval.
Spec. Inv.
Training
Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 5-15-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

The purpose of this memorandum is to advise that the Department has named Deputy Assistant Attorney General K. William O'Connor of the Civil Rights Division to be responsible for their responses to Congressional Committee requests.

At the request of Assistant to the Deputy Attorney General Robert McDermott, SA Paul V. Daly and Inspector John B. Hotis attended a meeting with Deputy Assistant Attorney General K. William O'Connor, Assistant to the Attorney General Jack Fuller, and Assistant to the Deputy Attorney General Robert McDermott. McDermott announced at the meeting that O'Connor was taking control of the Departmental responses to the Congressional Committees. He noted that the Department has been having some problems keeping track of and inconsistencies in its responses to the various Congressional Committees. Mr. O'Connor was generally briefed as to the status of our responses to Congressional requests and to the Rockefeller Commission. He requested, however, that he be briefed in a more detailed manner in the immediate future.

ACTION:

For information.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY

1 - Mr. Adams
1 - Mr. Wannall
1 - Mr. W. O. Cregar
1 - Mr. Mintz
1 - Mr. Hotis
1 - Mr. Daly

EX 104

REG 44 62-116395-159

MAY 23 1975

PVD:dkg (8)

84 JUN 3 1975

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz

TO : MR. W. R. WANNALL

DATE: May 8, 1975

1 - Mr. J. B. Hotis
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

FROM : MR. W. O. CREGAR

SUBJECT: SENSTUDY 75

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Admin.
Comp. Syst.
Ext. Affairs
Files & Com.
Gen. Inv.
Ident.
Inspection
Intell.
Laboratory
Plan. & Eval.
Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

This memorandum reports the results of a meeting between representatives of the Senate Select Committee (SSC) Staff and Bureau officials at Quantico, Virginia, on the evening of 5/5/75.

On 5/5/75 Mr. John Elliff, who heads the task force of the SSC looking into the FBI, met with officials of the Bureau at Quantico. Elliff was accompanied by Mark Gitenstein and Mary DeOreo. FBI officials present were Assistant Director W. R. Wannall, Inspectors Thomas W. Leavitt, Hunter E. Helgeson, and John B. Hotis as well as Section Chief William O. Cregar.

At the outset of the meeting, Mr. Elliff provided the Bureau representatives with a memorandum the subject of which was entitled "Intelligence Division Position Paper on Jurisdiction," dated 2/13/75, copy of which is attached. Elliff's memorandum contained a series of questions along with the rationale for these questions which provided the basis for the Quantico meeting. We are not considering these questions a formal request from the Select Committee. Mr. Elliff and the Staff of the Select Committee are aware that formal responses that the Bureau might be expected to provide the Committee can only be predicated on written requests to the Attorney General (AG) from Senator Frank Church or the Committee's Chief Counsel.

It is noted that under paragraph one of Elliff's memorandum he notes the Committee has not been supplied the following documents.

REC 44 62-116395-158

(1) A position paper dated 7/31/72.

EX 104

MAY 23 1975

(2) Appendices I, J, K, M, and P to the Intelligence Division "Paper on Jurisdiction" dated 2/13/75.

62-116395

Enclosure

ENCLOSURE

WOC:ekw
(6)

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 2-06-01 BY SP2ALM/RW

CONTINUED - OVER

84 JUN 3 1975

Memorandum to Mr. W. R. Wannall
RE: SENSTUDY 75
62-116395

By memorandum dated 5/6/75, we advised the AG that the requested position paper of 7/31/72 is an internal deliberative document which we feel is inappropriate to furnish the Select Committee. This position is consistent with the position previously expressed by the AG. During the meeting with Elliff he was orally advised of the Bureau's position regarding making the 7/31/72 position paper available to the Select Committee.

The Appendices which have not yet been made available to the Select Committee are being cleared with other agencies under the Third Agency rule requirement and will be made available to the Select Committee once all clearances have been obtained. Elliff was orally apprised of this.

During the course of the meeting, Mr. Elliff stated that he felt the FBI's concerted investigative effort in the early 1960s against the Klan and later our investigative effort arising out of the ghetto riots were justified given the situation at that time. However, he felt the Committee would probably like to do an in-depth case study of both investigations. He asked if the FBI could provide the Committee with copies of all memoranda and documents reflecting the decision making process leading up to the initiation of the major investigative effort against the Klan as well as investigations during and following the ghetto riots. Elliff was advised that we certainly would consider responding following receiptoof a formal written request from Senator Church through the AG. Elliff advised he would prepare such a written request.

The Intelligence Division has already instituted the necessary research in anticipation of this request and will submit recommendations following a completion of this research.

In anticipation of Select Committee hearings which are expected to begin in about one month, Mr. Elliff and Gitenstein expect to start interviews of current Bureau employees in Bureau space during the week of 5/19/75. Mr. Gitenstein will concentrate on the work of the Internal Security Branch of the Intelligence Division and Mr. Elliff on the Counterintelligence Branch. We expect that Mr. Elliff will begin his interviews by meeting with Assistant Director Wannall, Inspector Leavitt and the Section Chiefs of the Counterintelligence Branch.

It is noted that we previously furnished to the Select Committee with the AG's approval one copy each of Sections 87 and 122 of the Manual of Instructions. Section 87 is concerned with investigations of subversive organizations and individuals. Section 122 addresses extremist matters and civil unrest. In his discussion of these two Sections it was readily apparent Mr. Gitenstein had conducted a thorough review. In this regard, he noted a difference in the investigative procedure outlined in these two Sections of the Manual. Mr. Gitenstein was advised that the Intelligence Division had just completed a Manual revision combining these two Sections into one and had submitted it to the Director for his approval. Mr. Gitenstein commented this was an excellent idea to combine these two Sections into one and expressed the hope that the revised Section could be made available to the Committee for its review in anticipation of the forthcoming Committee hearings.

At the conclusion of the meeting, Elliff asked whether the FBI would be willing to meet with the Staff to discuss such sensitive issues as surreptitious entry, the opening of mail, and incommunicado interviews. Elliff was advised that the Bureau was aware of certain allegations that have appeared in the press and felt that any interviews in sensitive areas should be restricted to the Senators on the Committee. Elliff interposed no objection to this suggestion.

The thrust of the meeting gave Bureau officials present the impression that the task force was primarily concerned with identifying what areas of the Bureau's investigative responsibilities needed to be better defined through new legislation. In fact, Elliff solicited the observations of those present as to what the Bureau's needs were in the way of new legislation to permit the Bureau to carry out its internal security responsibilities effectively. He recognized certain limitations involving records of educational institutions, banking institutions, telephone companies and credit establishments currently restrict the Bureau and suggest that some legislation with Congressional oversight should be written to assist the FBI in carrying out its mission.

Memorandum to Mr. W. R. Wannall
RE: SENSTUDY 75
62-116395

ACTION:

(1) We will proceed to meet with Mr. Elliff and Mr. Gitenstein in accordance with their request. It is anticipated that an Intelligence Division official will be present at all such interviews of current Bureau personnel.

(2) That the review of the combined Sections of 87 and 122 by other Divisions of the Bureau be expedited in order that we may be able to provide the Senate Select Committee with this revision on an expedite basis.

OK

May 5, 1975

MEMORANDUM

From: John Elliff

Subject: "Intelligence Division Position Paper on Jurisdiction" dated February 13, 1975

1. The following documents directly related to this Position Paper have not been supplied to the Select Committee:

(1) The previous Position Paper, dated July 31, 1972.

(2) Appendices I, J, K, M, and P.

2. Parts I and II discuss the Presidential directives which may serve as the basis for FBI national security intelligence activities. Part IV lists statutes and Executive Orders affecting FBI jurisdiction. There is no mention in Parts I and II of the first Executive Order cited in Part IV. This is Executive Order #11605, dated July 2, 1971, amending Executive Orcer #10450, of April 27, 1953, relating to security requirements for Government employment.

These Executive Orders have been further amended by a more recent Executive Order of June 4, 1974. This latest order abolished the so-called "Attorney General's List" and revised the criteria for determining the suitability and loyalty of Government employees.

The following questions arise:

(1) In what way, if any, do the Executive Orders relating to employment security provide a legal basis for FBI intelligence activities?

(2) In what way, if any, did the Executive Order of June 4, 1974, affect the legal basis for FBI intelligence activities?

3. The analysis in Parts I and II discusses the legal basis for FBI national security intelligence investigations. There is no specific discussion of other intelligence activities. These other activities are variously described in the attached documents and quoted memoranda. The terms used include "counterespionage" (Presidential Directive of June 26, 1939),

62-116395-158

ENCLOSURE

"to neutralize Communist front and Communist-dominated organizations of the United States" (IIC and ICIS Report to NSC, March 5, 1954), "program designed to intensify any confusion and dissatisfaction among its /Communist Party's/ members" and "counterintelligence operations" (NSC Briefing, November 6, 1958), "action proposals to protect the internal security of the United States" (National Security Action Memorandum 161, June 9, 1962). The term "counterespionage" reappears in several other documents.

These terms seem to refer to activities which have since been labeled COINTELPRO operations. In this regard, it should be noted that Attorney General Saxbe's report of November 18, 1974 on FBI COINTELPRO Activities stated, at p. 20:

> "(2) <u>Espionage or Soviet-Satellite Intelligence</u>
>
> This program, although officially designated a COINTELPRO program, emphasized intelligence gathering and counterintelligence efforts already being pursued in connection with the Bureau's ongoing foreign intelligence responsibilities. It did not curtail any activity or in any way change the scope of counterintelligence efforts already in effect and continuing today. It was primarily intended to inspire initiative and to encourage ingenuity in the Bureau's continuing counterintelligence efforts against hostile foreign intelligence services.
>
> In the interest of the national security, no statistics or examples of the types of actions implemented under this program may appropriately be disclosed."

This passage seems to say that the FBI continues to perform other activities going beyond investigation and directed at hostile foreign intelligence services.

The following questions arise:

(1) In what way, if any, do the Presidential directives discussed in Parts I and II provide a legal basis for FBI national security intelligence activities beyond investigations?

(2) In what way, if any, do the Presidential directives discussed in Parts I and II provide a legal basis for the COINTELPRO activities which have been discontinued as a matter of policy since 1971?

(3) In what way, if any, do the Presidential directives discussed in Parts I and II provide a legal basis for the FBI's continuing counterintelligence efforts against hostile foreign intelligence services?

4. Appendix S includes excerpts from the appropriations testimony of former Director Hoover. The testimony in 1939 and 1941 makes reference to President Roosevelt's Proclamation of National Emergency, September 8, 1939. The following exchange took place at the hearing on February 19, 1941:

> Mr. Ludlow. At the close of the present emergency, when peace comes, it would mean that much of this emergency work necessarily will be discontinued.
> Mr. Hoover. That is correct.
> Mr. Taber. Is your set-up for the national-defense work separate from the other work?
> Mr. Hoover. It is.
> Mr. Taber. Is it operated as a separate division?
> Mr. Hoover. Yes. In the field our field officials are under instructions to utilize approximately 50 percent of the personnel on national defense work and the other 50 percent on the regular work.
> Mr. Taber. But if some rush comes up, you might have to vary that?
> Mr. Hoover. That is correct.
> Mr. Taber. According to the situation.
> Mr. Hoover. According to the emergency that might arise. If the national emergency should terminate, the structure dealing with national defense can immediately be discontinued or very materially curtailed according to the wishes of Congress.

When President Roosevelt issued the Proclamation of National Emergency on September 8, 1939, he accompanied it with Executive Order No. 8247 directing the Attorney General to "increase the personnel of the Federal Bureau of Investigation, Department of Justice, in such number, not exceeding 150, as he shall find necessary for the proper performance of the additional duties imposed upon the Department of Justice in connection with the national emergency." At a press conference the same day,

President Roosevelt specifically discussed this Executive Order and the nature of the "additional duties imposed upon the Department of Justice."

> "And the fourth /Executive Order/ relates to what you might say is a combination of neutrality and national defense. It provides for an addition to the personnel of certain investigating agencies of the Government to protect this country against--I suppose the easiest way of putting it is--some of the episodes, some of the things that happened over here in 1914 and 1915 and 1916 and the beginning of 1917, before we got into the war. There was sabotage; there was a great deal of propaganda by both belligerents, and a good many definite plans laid in this country by foreign governments to try to sway American public opinion. We do not have to specify. The older men who are here can remember some of the episodes of that time. It is to guard against that, and against the spread by any foreign nation of propaganda in this country which would tend to be subversive--I believe that is the word--of our form of Government." (1939 Roosevelt Papers 485-486)

The following questions arise:

(1) To what extent, if any, were the Presidential directives of June 26, 1939 and September 6, 1939, based on the emergency powers of the President?

(2) To what extent, if any, was the establishment of the FBI's Intelligence Division in September, 1939, based on the President's Proclamation of National Emergency and Executive Order No. 8247?

(3) To what extent, if any, does Congress have the Constitutional authority to discontinue or curtail the FBI's national security intelligence activities based on the President's emergency powers or on other Constitutional powers of the Executive Branch?

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
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Laboratory ___
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Spec. Inv. ___
Training ___
Legal Coun. ___
Telephone Rm. ___
Director Sec'y ___

TO : Mr. J. B. Adams

DATE: 5/16/75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

At approximately 3:20 PM, former SA David E. Todd (EOD as SA 1/5/42; retirement 12/9/71) called long distance from San Francisco and spoke to Deputy Assistant Director Herington. He said that he had been contacted by Lester B. Seidel, Senate Select Committee, who said that he would be on the west coast in the near future and desired to interview Todd concerning FBI policies with regard to investigation of racial matters and our counterintelligence programs against the Black Panthers and other groups. Todd pointed out that he was a former supervisor of the San Francisco Office desk responsible for Black Panther cases. Todd asked what position he should take. He was advised that his decision as to whether or not to be interviewed was entirely his and that the Bureau could not make any suggestion in this regard. It was pointed out that if he decided to be interviewed, we had made arrangements with the Senate Select Committee which would permit a Bureau representative to be available for consultation with regard to matters that might seem sensitive, but that the Bureau representative would not be present during or participate in the actual interview. He was advised further that he had the same rights as any other citizen, namely, the right to personal counsel and any other rights guaranteed him under the Constitution. Pursuant to his request, he was also advised of the provisions of Attorney General Order 501-73 which appears in Title 28, Code of Federal Regulations, beginning at Section 16.21, which would require appropriate Departmental approval prior to any current or former employee revealing, pursuant to a subpoena or other demand, any information acquired during the course of the employee's official duties. He was also reminded that all Bureau employees had signed a secrecy agreement.

62-116395-157

1 - Mr. Adams
1 - Mr. Wannall
1 - Mr. Mintz
1 - Mr. Hotis
1 - Mr. Herington

REC 67

MAY 22 1975

ST-101

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DATE 6-26-01 BY SP2ALM/RW

CONTINUED - OVER

84 JUN 3 1975

Memo to Mr. J. B. Adams
Re: SENSTUDY 75

Todd indicated that while he desired to respond as legally required to an official committee inquiry, he would advise Mr. Seidel that he considered himself bound by the Attorney General Order and did not feel that he could reveal official information without approval by the appropriate Department official. Todd was clearly advised that this decision had to be his own and that the FBI could not and would not make any recommendation to him as to the course of action he should take.

RECOMMENDATION:

For information.

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir.	
Dep. AD Adm.	
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Spec. Inv.	
Training	
Legal Coun.	
Telephone Rm.	
Director Sec'y	

TO : Mr. Cleveland

DATE: 5-8-75

FROM : G. R. Steel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (SSC)
HOUSE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (HSC)

Reference is made to my ~~letter~~ memo dated 4-3-75 captioned as above (cc attached).

This is to advise that as of 5-7-75 we have received and ordered to the field a total of 96 requests from the SSC for investigations of its staff members. An additional case was received on 5-8-75 which is being ordered to the field immediately. As a result of referenced memo, Inspector Bowers contacted the SSC which was in accord with a more realistic deadline on remaining investigations, except "a few" specials which would still be handled on an expedite basis, such as afforded Presidential appointments. Of all cases received to date only six have been designated as nonexpedite.

It is noted recent articles in the media have contained criticism of Congressman Lucien Nedzi for delay in staffing the HSC and proceeding with its inquiry. On 3-3-75 Inspector Bowers discussed with the Congressman the mechanics for FBI investigations of the HSC staff. In the intervening period no cases were received except one recent case from the HSC which has been ordered to the field. This concerns Carl Hendrickson Simms, Security Director, HSC, and formerly connected with the House impeachment inquiry. Simms has been in contact with our Project Senstudy 75 group. It is not known when additional investigations will be received from the HSC.

ACTION:

For information.

ENCLOSURE

Enc.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE

REC-75 62-116395-156

ST-112

MAY 20 1975

1 - Mr. Adams
1 - Mr. Mintz - (Legal Analysis Office)

1 - Mr. Cleveland
1 - Mr. Steel
1 - Mr. Auerswald

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JUN 11 1975

GRS:dc
-6-

54 JUN 4 1975

SSC folder

Mr. Cleveland 4-3-75

G. R. Steel

SENATE SELECT COMMITTEE ON
INTELLIGENCE ACTIVITIES (SSC)
HOUSE SELECT COMMITTEE ON
INTELLIGENCE ACTIVITIES (HSC)

By agreement, the FBI is currently conducting full field investigations regarding SSC staff personnel. These have extremely short (2 week) deadlines which are identical to those afforded Presidential appointments and are, therefore, given preferential treatment in opening, assigning, and following field progress. The Special Inquiry Unit of the Employees Security and Special Inquiry Section, which has about twice its normal case load, is handling these requests. Senator Church, Chairman, SSC, originally estimated that between 35 and 40 staff members would be submitted for investigation. As of today, 4-3-75, we have received requests for 85 such investigations from the SSC and the end does not appear to be in sight. They are received in bunches as many as 6 at a time, which is not the even flow expected and presents an additional burden.

In addition it is expected that similar requests will be forthcoming in the near future from the HSC since we have a similar agreement with it. Congressman Nedzi, Chairman of the HSC, has estimated "probably no more than about 25 staff members will be hired." It remains to be seen if this estimate also falls short of actual receipts.

Since there is no charge for these full field investigations they will have to be considered in the budget. It is noted the current charge for a full field investigation, where applicable, is $2028.

ACTION: For information. Since it appears the nucleus of the Committee has been formed, it is suggested Senator Church be contacted and queried regarding a more realistic (30 day) deadline on the remaining investigations concerning future staff members and their replacements.

1 - Mr. Adams
1 - Mr. Walsh

1 - Mr. Mintz - (Legal Analysis Office)
1 - Mr. Cleveland
GRS (1) - Mr. Steel

GRS:dc
-6-

62-116395-156

ENCLOSURE

OPTIONAL FORM NO. 10
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GSA GEN. REG. NO. 27

5010-106

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall

DATE: 5/2/75

FROM : Mr. H. E. Helgeson

SUBJECT: SENSTUDY 75

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Admin.
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Ext. Affairs
Files & Com.
Gen. Inv.
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Laboratory
Plan. & Eval.
Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

At about 1 p.m., 5/2/75, ASAC Herbert D. Clough, Newark Division, called to furnish the following information:

The Newark Office had just been contacted by former Bureau Supervisor Dan Brennan, retired, who resides at Sea Girt, New Jersey. Brennan advised that he had been contacted earlier today by Mike Epstein of the Senate Select Committee who desired to talk to Brennan today and an appointment was set up. Epstein was to arrive at Newark around noon and then drive to Sea Girt, about an hour's travel. Based on information furnished at the recent conference in New York, Newark had dispatched an Agent to be present during this interview as requested by Dan Brennan.

After completing my conversation with Clough, I discussed this matter with John Hotis, Office of Legal Counsel, and it was concluded the Agent from Newark who would be present during the interview should call Office of Legal Counsel, speak to Hotis, and obtain general guidelines for his participation in this interview.

ASAC Clough was recontacted and so instructed. I also asked Clough to get in touch with me later in the day to let me know what transpired.

REC-19 62-116395-155

ST-101

16 MAY 29 1975

ACTION:

For information.

62-116395

1 - Mr. Adams
1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Cregar

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UNITED STATES GOVERNMENT

Memorandum

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Director Soc'y __

TO : Mr. J. B. Adams DATE: May 12, 1975

FROM : Legal Counsel

SUBJECT: ISSUE PAPER ON INTELLIGENCE FILES AND PRIVACY

Senstudy 75

The Executive Committee of the Ad Hoc Coordinating Group on Congressional Review of the Intelligence Community identified ten issues likely to grow out of the Select Committee's deliberations. The Executive Committee asked the FBI to prepare a paper on one of these topics, Intelligence Files and Privacy. Specifically, the request was for a brief paper which raises the issues observed by the intelligence agencies when intelligence files and privacy are viewed together without suggesting or recommending how the questions should be resolved.

J. D. Miller drafted an outline which was discussed on April 16, 1975, with representatives of the CIA and Departments of Defense and Treasury. On April 21, this outline was presented by Mr. Hotis to the Executive Committee which received it without comment. Mr. Miller then prepared a rough draft which was discussed at a meeting on April 22, with the representatives of the CIA and Department of Treasury.

Mr. Miller's final draft is attached. It discusses both intelligence files and the concept of privacy in general terms before focusing on the issues which present themselves when an effort is made to establish the proper relationship between the two.

Enclosure

REC-37 62-116395-154

1-Mr. Adams
1-Mr. Wannall
1-Mr. Mintz
1-Mr. Cregar
1-Mr. Cleveland
1-Mr. Miller

ST 114

MAY 20 1975

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JDM:lgp
(8)

CONTINUED - OVER

84 MAY 29 1975

Memo from Legal Counsel to J. B. Adams
ISSUE PAPER ON INTELLIGENCE FILES AND PRIVACY

RECOMMENDATION:

The issue paper entitled Intelligence Files and Privacy be submitted by Mr. Hotis to the Executive Committee of the Ad Hoc Coordinating Group on Congressional Review of the Intelligence Community.

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Each Assistant Director-Encs.
1 - Mr. Cregar-Encs.
1 - Mr. Hotis-Enc.

TO : Mr. J. B. Adams

DATE: 5-2-75

1 - Mr. Mintz-Encs.
1 - Mr. Daly-Encs.

FROM : Legal Counsel

SUBJECT: SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES REQUEST OF 4-28-75

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
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Comp. Syst. ___
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Director Sec'y ___

REQUEST OF SUBCOMMITTEE ON CIVIL AND CONSTITUTIONAL RIGHTS, COMMITTEE ON THE JUDICIARY, U. S. HOUSE OF REPRESENTATIVES DATED 4-25-75

On 5-2-75, Doug Marvin, Assistant to the Attorney General, furnished SA Paul V. Daly two requests from Congressional Committees pertaining to an allegation that documents were removed from former Director J. Edgar Hoover's residence in Washington, D. C., following the death of Mr. Clyde Tolson. Attached are copies of each of the captioned requests.

Each Assistant Director is to canvass his Division and furnish on an expedite basis any information they may develop considering this allegation. Responses should be directed to the Legal Analysis Office, Legal Counsel Division, so that the response may be prepared for the appropriate Congressional Committees and forwarded through the Attorney General's office.

REC 8 62-116395-153

Also attached for approval is an airtel to the Washington Field Office requesting that an appropriate inquiry be made among Field Office personnel so that these allegations may be responded to.

UNRECORDED COPY FILED IN 62-116435

RECOMMENDATIONS:

MAY 20 1975

(1) That Assistant Directors make appropriate inquiry of personnel concerning the allegations contained in the aforementioned letters and forward results of inquiry to the Legal Analysis Office, Legal Counsel Division, so that responses may be prepared to the Committees' request.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP8ALM/RW

4 ENCLOSURE

MAY 27 1975

Enclosures
PVD:dkg (19)

RECOMMENDATIONS CONTINUED - OVER

84 MAY 30 1975

(2) The attached airtel to the Washington Field Office be approved and sent making inquiry of that Office concerning allegations contained in the aforementioned letters.

PVD JBH|PVD

not sent - handled by phone

PLM

5/6 - SAC Kunkel - Alex
SAC STames - WFO
Advise no personnel
those offices went to
Mr Hoover's home after
Mr Tolson's death and
none involved in transportation
records or any material in
connection w/ this inquiry -

5/7/75
Tom Leavy Div 3
advised his
Division negative

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWER, TEXAS, VICE CHAIRMAN
PHILIP A. HART, MICH. HOWARD H. BAKER, JR., TENN.
WALTER F. MONDALE, MINN. BARRY GOLDWATER, ARIZ.
WALTER D. HUDDLESTON, KY. CHARLES MC C. MATHIAS, JR., MD.
ROBERT MORGAN, N.C. RICHARD S. SCHWEIKER, PA.
GARY HART, COLO.

WILLIAM G. MILLER, STAFF DIRECTOR
FREDERICK A. O. SCHWARZ, JR., CHIEF COUNSEL
CURTIS R. SMOTHERS, MINORITY COUNSEL

United States Senate

SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES
(PURSUANT TO S. RES. 21, 94TH CONGRESS)
WASHINGTON, D.C. 20510

April 28, 1975

Honorable Edward H. Levi
Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mr. Attorney General:

Last week's issue of Newsweek, on page 15, states:

Hoover's Secrets

Following the death last week of Clyde Tolson, J. Edgar Hoover's close friend and No. 2 man at the FBI, two FBI agents reportedly removed some documents from the late director's house in Washington, where Tolson had been living. Officially, the FBI denies taking any such action, and a friend of Tolson's says the only Hoover documents Tolson had were old canceled checks and tax returns. But Newsweek had reported earlier that some of Hoover's private dossiers, including information "very, very damaging" to persons in the Nixon White House, were left in Tolson's custody, and a source told Newsweek this week that the materials were carted away in a truck.

Assuming that the files in question may be part of the so-called "Official and Confidential" files, your testimony before the House Judiciary Committee on February 27, 1975, is instructive. You said that the number of files which you reviewed contained matters relating to "Presidential directives regarding the role of the FBI in the security field" and to the matters related to "domestic

MAY 27 1975

ENCLOSURE 62-116395-153

violence", "intelligence activities by hostile nations", "domestic extremist activities", and use of the FBI to gather political intelligence.

Furthermore, at the same time, Director Kelley suggested that materials from the "Official and Confidential" files were taken to Director Hoover's home. He stated:

> Immediately after his death /Mr. Hoover's/ some of his employees, including his personal secretary, went through his files and completed the destruction of the remainder of the files that were purely personal. These were destroyed by shredding. Some I understand were taken out to his home and placed in his home, they being historical I presume to some extent. There is no indication that they were other than personal files.

Please determine for the Select Committee whether any documents were removed from Mr. Tolson's or Mr. Hoover's residence by FBI agents or former FBI agents after Mr. Tolson's death. If agents of the FBI did go to Mr. Hoover's or Mr. Tolson's residence to remove files, please provide the Select Committee with a complete description of the documents taken into custody by the FBI. Were any such documents copies or originals of documents relating to the business of the FBI? If so, please describe the subject matter of each such document. Also indicate the individual within the FBI who has custody over these files. Furthermore, I respectfully request on behalf of the Select Committee that such files not be destroyed or removed from the FBI's custody until further notice.

Sincerely,

Frank Church

Frank Church
Chairman

Congress of the United States
Committee on the Judiciary
House of Representatives
Washington, D.C. 20515
Telephone: 202-225-3951

April 25, 1975

RECEIVED
MAY 2 1975
O.L.A.

The Honorable Edward H. Levi
Attorney General of the United States
Department of Justice
Washington, D. C. 20530

Dear Mr. Attorney General:

In the most recent issue, April 28, 1975, of Newsweek's "Periscope" section, it is alleged that following the death of Clyde Tolson, J. Edgar Hoover's close friend and top assistant, FBI agents removed documents from the late FBI Director's house, in which Mr. Tolson had been living. The article further alleges that the documents removed were of the nature of private dossiers.

During the hearing of the Subcommittee on Civil and Constitutional Rights of the House Committee on the Judiciary, on February 27, 1975, it was asserted that papers delivered to the home of J. Edgar Hoover after his death were of a purely historical or personal nature. In keeping with the Subcommittee's oversight jurisdiction of the FBI, I respectfully request that the Department of Justice make an independent investigation of the allegations made by the Newsweek writer and report back to the Subcommittee within a reasonable time. This investigation should cover these points:

1. Were any documents or other material removed from the home of the late FBI Director by agents of the FBI, or others under the direction of the FBI or the Department of Justice, after the death of Clyde Tolson?

2. If it is determined that documents or other material were removed, on whose authority was such action initiated?

3. What was the nature of the material removed?

4. For what purpose were the materials removed?

5. Was it the same material delivered to the home of J. Edgar Hoover after his death?

6. If it is true that the materials delivered to the home of J. Edgar Hoover after his death were of an historical or personal nature, and that all or some of these same materials were removed after the death of Clyde Tolson, what legal rationale can be used to give the FBI any interest in, or authority to remove, such documents to their own possession?

Your prompt consideration of this matter is appreciated.

Sincerely,

Don Edwards

Don Edwards
Chairman
Subcommittee on Civil and
Constitutional Rights

DE:ss

Congress of the United States
House of Representatives
Washington, D.C. 20515

OFFICIAL BUSINESS

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DATE 6-25-97 BY [signature]

WASHINGTON, D.C. APR 28 PM 1975

Don Edwards M.C.

ALWAYS USE ZIP CODE

The Honorable Edward H. Levi
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

OPTIONAL FORM NO. 10 5010-106
MAY 1962 EDITION
GSA GEN. REG. NO. 27

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
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Director Sec'y ___

TO : MR. JENKINS DATE: 5/5/75

FROM : D.W. MOORE, JR.

SUBJECT: CLYDE A. TOLSON
FORMER ASSOCIATE DIRECTOR

The April 28, 1975, issue of "Newsweek" magazine on page 15 under its "Periscope" section, referred to Mr. Tolson's death and claimed that 2 Agents reportedly removed documents from Hoover's residence where Tolson had been living. The article, captioned "Hoover's Secrets," carried the FBI's denial of such action and also stated that a friend of Tolson's said the only Hoover documents Tolson had were old cancelled checks and tax returns. However, the article added that "Newsweek" had reported earlier that some of Hoover's private dossiers, including information "very, very damaging" to persons in the Nixon White House, were left in Tolson's custody. "Newsweek" further claimed that a source advised that the materials were carted away in a truck.

Mr. Kelley has asked of Messrs. Callahan, Jenkins, Adams and Moore, "Do you have any idea where such a story got started? Ky."

My memorandum to you of 4/17/75 captioned as above (copy attached) pointed out that Tony Marro, "Newsweek" reporter, contacted my office that date advising he had heard from a source to the effect that 2 Agents were sent to Tolson's residence the day of his death with a truck and carted away some files which were subsequently brought to the home of Mr. John P. Mohr, former Assistant to the Director. Upon checking with Mr. Mohr, Marro was advised there was absolutely no truth to the story. It should be noted that Mr. Mohr also advised at that time that most of the furnishings at Mr. Tolson's home have been removed over the past several months and that there were some associates of the family and Annie, the housekeeper who had stopped by the house on the day of the death with some empty boxes to help remove additional furnishings.

Enc.

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DATE 1-25-01 BY SP2ALM/RL

1 - Mr. Callahan
1 - Mr. Jenkins
1 - Mr. Adams
1 - Mr. Moore
1 - Mr. Heim
1 - Mr. Malmfeldt

(CONTINUED)

JMM:jo
(7)

62-116395-153

ENCLOSURE

Moore to Jenkins Memo (cont'd.)
Re: CLYDE A. TOLSON

Based upon a request from Mr. Mohr to Mr. Callahan, a Bureau clerk did go to the residence of Mr. Tolson on the day of his death whereupon he delivered some 24 boxes and 6 rolls of tape. The clerk merely delivered the boxes and tape and then left the residence. We have no idea what was placed in the boxes nor how this story started in the first place.

RECOMMENDATION:

For information.

MR. JENKINS 4/17/75

D.W. MOORE, JR.

CLYDE A. TOLSON
FORMER FBI ASSOCIATE DIRECTOR

Tony Marro, "Newsweek" magazine, Washington, D.C., called this morning advising that he had heard from a source who has been reliable in the past, to the effect that two Agents were sent to the home of Clyde Tolson Monday evening, 4/14/75, the day of his death, with a truck and carted away some files which were subsequently brought to the home of Mr. John P. Mohr, former Assistant to the Director.

Upon checking with Mr. Mohr, Mr. Marro was advised that there was absolutely no truth to his story. It should be noted that Mr. Mohr advised that most of the furnishings at Mr. Tolson's home have been removed over the past several months and that there were some associates of the family and Annie, the housekeeper, who had stopped by the house sometime Monday with some empty boxes to help remove additional furnishings. As you know, Mr. Mohr is the Administrator of Mr. Tolson's estate and stated that there was simply no truth to the allegation that any Agents had gone to the home in a truck to transfer any files to his residence, as alleged.

RECOMMENDATION:

For information.

1 - Mr. Callahan
1 - Mr. Jenkins
1 - Mr. Adams
1 - Mr. Moore
1 - Mr. Heim
1 - Mr. Malmfeldt

JMM:jo
(7)

MAY 27 1975

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MAY 1962 EDITION
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UNITED STATES GOVERNMENT

Memorandum

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Spec. Inv.
Training
Telephone Rm.
Director Sec'y

TO : Mr. J. B. Adams

DATE: 5-5-75

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

By memorandum dated 4-30-75, directed to the Deputy Attorney General and the Director of the FBI, signed by Chief Counsel of the Senate Select Committee (SSC) Frederick A. O. Schwarz, Jr., the SSC had made additional requests of the FBI. Their requests are divided into four separate areas which are as follows: (1) Request for prior changes in the Manual of Instructions, to those sections of the Manual of Instructions which they have already had access to. (2) Request to review certain sections of the Manual of Instructions not previously furnished the Committee. A review of this list discloses generally these sections do not pertain to foreign or domestic intelligence investigations and some do not appear to be within the ambit of Senate Resolution 21 which charters the authority of the SSC. Regarding the sections of the Manual of Instructions, the request stated they would be satisfied with reviewing them at FBI Headquarters. (3) Request certain sections of the Manual of Rules and Regulations be made available for review by SSC representatives at FBI Headquarters. As in request #2, some of the sections do not appear to be within the scope of Senate Resolution 21. Among the sections of the Manual of Rules and Regulations requested are such sections as those concerning disciplinary matters and administration of offices. (4) A general request conerning the Bureau's filing procedures including information concerning our indexing system, list of classifications used in FBI filing system, and a set of forms used by the Bureau. (Attached is a copy of the memorandum.)

ST 112 REC 8 62-116395-152

It was pointed out regarding this request to senior staff member of the SSC, Mark Gitenstein, that some aspects of this request appear to be outside of the scope of the Committee's authority as set forth in Senate Resolution 21. Gitenstein explained that while this may

MAY 19 1975

Enclosure

1 - Mr. Adams - Enc.
1 - Mr. Bassett - Enc.
1 - Mr. Cleveland - Enc.
1 - Mr. Decker - Enc.
1 - Mr. Gebhardt - Enc.
1 - Mr. McDermott - Enc.
1 - Mr. Mooney - Enc.
1 - Mr. Walsh - Enc.
1 - Mr. Wannall - Enc.
1 - Mr. Mintz - Enc.
1 - Mr. Cregar - Enc.
1 - Mr. Hotis - Enc.
1 - Mr. Daly - Enc.

PVD:dkg (15)

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CONTINUED - OVER

84 MAY 30 1975 ENCLOSURE

be technically accurate the Committee felt it was necessary for them to come to a general understanding as to Bureau operations and that this would assist them in their review of FBI operations in the domestic and foreign intelligence areas. Gitenstein also indicated it was the Committee's feeling that Senate Resolution 21 was intended to be construed liberally and that in general it required that the SSC be furnished by the various intelligence agencies that information which would be necessary for them to carry out its mandate. It was also explained to Gitenstein that concerning their requests involving prior changes in various sections of the Manual of Instructions that they had not placed a cutoff date as to how far back the Bureau had to go to comply with this request. Gitenstein indicated that we could use 1-1-60 as the cutoff date.

RECOMMENDATIONS:

(1) Recipients review requests pertaining to their Divisions and furnish in memorandum form their response to the Legal Counsel Division.

(2) The Legal Counsel Division will, upon receipt of responses from the interested Divisions, prepare the necessary communication to the Senate Select Committee to be approved by the Attorney General and furnished to the Committee.

OK

(FAOS--4/30/75)

MEMORANDUM FOR DEPUTY ATTORNEY GENERAL TYLER AND DIRECTOR KELLY

April 30, 1975

This memorandum concerns paragraph IV of the attachment to Senator Church's letter of March 19 to the Attorney General. On behalf of the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities, I would like to request the following:

1. Superseded Sections of the Manual of Instructions. Certain sections of the Manual currently in effect have been produced to us. We had intended by the request to ask for the relevant superseded sections (note the absence of the word "current" in Section IV as compared to Section IIIA) and we did indicate previously to the liaison staff that we were interested in superseded sections. But without regard to that, it is clear from documents such as the Director's letter of August 7, 1973 to the Attorney General that certain superseded sections will be highly relevant in analyzing the question of legal authority, as well as in understanding particular events in earlier years. We would appreciate their being sent to us promptly or if that causes mechanical problems, being able to promptly review them at the FBI in order to select particular portions for copying. At a minimum we would be interested in superseded Manual provisions for the sections set out in Appendix A.

Xerox furnished to K. Wm O'Connor Deputy Asst. to A.G. by SA DALY 5-20-75

Copy to Harriet Mowitt, Ad Hoc Comm. by LFS 5-15-75

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ENCLOSURE

2. Sections of the Manual of Instructions Not Previously Produced. Based upon the previous production to us of the table of contents to the Manual of Instructions, we have identified certain additional sections of the Manual which we would like to examine. Rather than having these made available to us in the first instance in our offices, we suggest that they be made available to Mark Gitenstein, and other designated members of the staff, for initial examination at the FBI offices. A listing of those sections is annexed as Appendix B.

3. Manual of Rules and Regulations. Again, based upon the procedure whereby we were first furnished with the table of contents of the Manual of Rules, we have identified those sections which we want to examine initially. To expedite matters, these sections, identified in Appendix C, could be examined by Mr. Gitenstein, or other designated staff members, at the FBI offices.

4. Filing System. It would also be most helpful if you could provide the Committee with any other written materials on administration of any of the filing or information systems, manual or automated, which are used in the course of intelligence or internal security activities. This does not fit within our prior request but should serve to make future requests more focused.

I have in mind specifically any memoranda prepared by the Bureau on its indexing system and the so-called Clerk's Manual,

if such a document exists. Please also provide the Committee with a list of the classifications used in the FBI's filing system as well as a complete set of printed forms used by the Bureau (e.g., FD-165, etc.).

* * * *

We believe that all the foregoing material will help expedite and focus the inquiry. I assume that Mr. Hotis will contact me promptly to arrange for our review of this material.

Frederick A. O. Schwarz, Jr.,
Chief Counsel,
Senate Select Committee to
Study Governmental Operations
With Respect to Intelligence
Activities

Appendix A

Section	Subject
36	Espionage
84	Registration Act
86	Sabotage
87	Investigations of Subversive Organizations and Individuals
88	Sedition
95	Treason
97	Voorhis Act
105	Internal Security - Nationalistic Tendency
107	Internal Security Informants and Confidential Sources; and Foreign Counterintelligence Assets
122	Extremist Matters and Civil Unrest
130	Extremist Informants and Sources

Appendix B

Section	Subject
4	Surveillances and Raids
8R	Data Processing Section, Computer Systems Division
19	Applicant and Employee Investigations Conducted for Other Agencies
23	Bomb Threats Explosives and Incendiary Devices
27	Civil Rights
28	Civil Rights Act of 1964
29	Conspiracy
75	Neutrality Matters
78	Passports and Visas
90	Selective Service Act
102	Coordination with Other Government Agencies
103	Foreign Police Cooperation
134	Assaulting the President of the United States and Threats to the President of the United States
136	Antiriot Laws
144	Police Killings
146	Protection of Foreign Officials and Official Guests of the United States

Appendix C

Part I

Section 9 - Disciplinary Matters

Part II

Section 1 - Authority--Training--Submission of Information

Section 2 - Supervision--Availability-Resident Agencies

Section 3 - Administration of Offices

Section 4 - Communications

Section 5 - Dissemination of Information

Section 6 - Publications, Press, and Public Contacts

Section 7 - Payments--Property

Section 8 - Miscellaneous Regulations

Section 9 - Classification--Character--Copies--Abbreviations

4-312 (Rev. 12-11-73)

Date of Mail 4/30/75

Has been removed and placed in the Special File Room of Records Section.

See File 66-2554-7530 for authority.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY SP2ALM/RW

Subject JUNE MAIL SENSTUDY '75

Removed By 79 MAY 28 1975

File Number 62-116395-

Permanent Serial Charge Out

DOJ/FBI

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

Assoc. Dir. ___
Dep. AD Adm. ___
Dep. AD Inv. ___
Asst. Dir.:
Admin. ___
Comp. Syst. ___
Ext. Affairs ___
Files & Com. ___
Gen. Inv. ___
Ident. ___
Inspection ___
Intell. ___
Laboratory ___
Legal Coun. ___
Plan. & Eval. ___
Spec. Inv. ___
Training ___
Telephone Rm. ___
Director Sec'y ___

TO : Mr. J. B. Adams   DATE: 4-30-75

FROM : Legal Counsel

SUBJECT: H. R. 214; LEGISLATION TO REQUIRE COURT ORDERS FOR THE INTERCEPTION OF COMMUNICATIONS BY ELECTRONIC AND OTHER DEVICES, FOR ENTERING RESIDENCES, FOR OPENING MAIL, AND FOR INSPECTION OF CERTAIN RECORDS

Proposed Legislation
Senstudy '75

Reference Legal Counsel to Mr. Adams memorandum, 4-28-75, reporting that the Subcommittee on Postal Facilities, Mail, and Labor Management, House Post Office and Civil Service Committee, is going to open hearings concerning captioned bill on 5-6-75, and that the Department of Justice will be requested to provide testimony.

Mike Cavanagh, Assistant on the Subcommittee staff, called Inspector Bowers on 4-29-75 stating the Subcommittee Chairman, Charles Wilson (D-Calif.), had instructed him to request a copy of the Hoover report to the President in June, 1970, on behalf of the Committee on Interagency Intelligence since this report contained information regarding mail openings and possibly mail covers. Cavanagh was advised that we have received prior requests from Congressional committees for this document and all such requests are being referred to the White House. He was told to contact James Wilderotter in the office of the Counsel to the President at the White House. Wilderotter is the individual to whom we have previously referred a similar request for this document from the Senate Select Committee on Intelligence Activities.

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NOT RECORDED
JUL 21 1975

66-2?? ?-?

Charles Whitley, Administrative Assistant to Congressman David Henderson (D-N.C.), Chairman of the House Committee on Post Office and Civil Service, on 4-30-75 told Bowers that the Postal Facilities Subcommittee had scheduled the hearings regarding this legislation hurriedly after it was determined that the Subcommittee on Government Information and Individual Rights, Committee on Government Operations, chaired by

ORIGINAL FILED IN

1 - Mr. Adams
1 - Mr. Cleveland
1 - Mr. Gebhardt
1 - Mr. Wannall
1 - Mr. White
1 - Mr. Walsh
1 - Mr. Mintz
1 - Mr. Bowers

REC-15 66-2???-23?
ST 104
5 JUN 10 1975

DWB:kjs (10)

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-25-01 BY SP2ALM/RW

8 4 JUL 23 1975

Congresswoman Bella Abzug (D-N.Y.), had indicated an interest in holding hearings on this matter. Whitley stated hopefully Abzug's Subcommittee can be precluded from conducting any hearings in this area by virtue of the assertion of authority by the Post Office and Civil Service Committee.

James Wentzel, Office of Legislative Affairs, Department of Justice, has been alerted to the effect that an invitation will be received by the Department for testimony on this legislation.

RECOMMENDATION:

That the General and Special Investigative Divisions and the Intelligence Division promptly begin compiling appropriate information for submission to the Legal Counsel Division which can be submitted to the Department for its use in testifying or can be used as the basis for FBI testimony should the Department request an FBI representative to appear at these hearings.

RFB

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. J. B. Hotis
1 - Mr. W. V. Cleveland

TO : Mr. W. R. Wannall

DATE: 4/29/75

1 - Mr. E. W. Walsh
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

FROM : W. O. Cregar

SUBJECT: SENSTUDY 75

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Admin.
Comp. Syst.
Ext. Affairs
Files & Com.
Gen. Inv.
Ident.
Inspection
Intell.
Laboratory
Plan. & Eval.
Spec. Inv.
Training
Legal Coun.
Telephone Rm.
Director Sec'y

This memorandum records the receipt of two documents furnished to the Bureau as a member of the Ad Hoc Coordinating Group for Congressional Review of the Intelligence Community. These documents were furnished by Mr. John M. Clarke, Associate Deputy to the Director of Central Intelligence for the Intelligence Community, who is chairman of the Ad Hoc Group.

Attached herewith is a current list of those staff members of the Senate Select Committee who have received security clearances. The Bureau will continue to receive up-dated lists as additional staff members are afforded a security clearance.

Also attached is a copy of the request levied on the Department of State by the Senate Select Committee. A copy of this request was furnished to the Bureau for its information by Mr. Clarke.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-25-01 BY SP2ALM/RW

ACTION:

For information and record purposes.

Enclosures

WOC:lmh
(8)

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24 April 1975

Staff Members of the Senate Select Committee on Intelligence Activities who have received a security investigation by the Federal Bureau of Investigation within the past five years and are certified as meeting requirements of EO 10450 for access to classified information up to and including TOP SECRET

	NAME	DATE & PLACE OF BIRTH		SOCIAL SECURITY NO.	
B *	Aaron, David 15/4	8-21-38	IL	550-44-7971	
B *	Bader, William 17/4	9-8-31	NJ	545-30-3377	TF - Badge
	Baron, Frederick	12-2-47	CONN	494-54-5241	
*	Benz, Charity I.	7-23-46	NY	053-38-7410	
	Brooks, Nancy	2-14-40	KY	313-38-6773	
B *	Carter, Barry 24/4	12-14-42	CAL	567-56-8854	
	Chesnik, Barbara	4-18-46	WI	390-46-2235	
B *	Davis, Lynn 17/4	9-6-43	FL	042-36-9155	TF - Badge
	Dawson, Thomas	9-9-52	MINN	471-60-1688	
	De Oreo, Mary	6-13-47	OH	287-42-6258	
	Dillon, Molly	4-16-51	VA	150-38-4588	
	Dwyer, Daniel	8-24-52	MA	023-44-8792	
	Epstein, Michael Taylor	3-10-37	MASS	026-28-6318	
B *	Fenn, Peter \ 24/4	12-12-47	MA	213-50-1123	
	Gitenstein, Mark Henry	3-7-46	ALA	420-60-8767	
	Greissing, Edward	11-27-50	Germany	296-50-4113	
*	Hatry, Audrey Helen	6-10-23	MD	216-14-8691	
*	Inderfurth, Mark	9-29-46	NC	245-74-5617	
	Johnson, Dorothy	6-8-25	OR	540-20-6413	

ENCLOSURE 62-116395-151

Staff Members of Senate Select Committee cleared, page 2

		NAME	DATE & PLACE OF BIRTH		SOCIAL SECURITY NO.	
		Johnson, Loch	2-21-42	New Zealand	566-62-0478	
	*	Kieves, Lawrence	1-4-48	NY	068-38-6464	
B	*	Kirbow, Charles 24/4	10-2-22	GA	252-12-5112	TF - Badge
B	*	Lombard, Charles 24/4	6-2-30	FR	578-44-9471	
		~~Liebengood, Howard~~	12-29-42	IN	307-44-9707	
		MacDonald, Naldeen	10-19-51	Brazil	225-78-8708	
B	*	Madigan, Michael James 15/4	4-18-43	DC	042-34-3797	TF - Badge
B	*	Marshall, Benjamin 17/4	5-4-19	NE	485-28-4503	
B	*	Maxwell, Elliot Everett 15/4	7-24-46	NY	133-34-4225	TF - Badge
	*	Mecham, Martha Evans	2-11-40	CAL	528-48-6848	
B	*	Miller, William G. 15/4	8-15-31	NY	109-26-4349	
B	*	O'Flaherty, James Daniel 15/4	11-4-42	ILL	239-62-8495	Badge
		Orloff, Jan	11-14-47	CAL	558-74-8394	
		Peterson, John F.	6-15-41	CAL	565-56-7707	
		Pitts, Susan	10-24-53	Canada	020-40-7638	
B	*	Romberg, Alan 22/4	12-1-38	NY	107-30-8583	
B	*	Schwarz, Frederick A.O., III 15/4	4-20-35	NY	084-30-2047	
B	*	Shea, Patrick 15/4	2-28-48	UT	528-64-1965	
		Smith, Stephanie	3-23-54	OH	282-58-6476	
B	*	Snider, Lewis Brittle 24/4	1-12-45	NC	246-72-0956	
		Towell, Mary	4-25-44	TN	566-64-7628	
B	*	Wides, Burton Victor 17/4	6-14-41	NJ	139-30-1936	TF - Badge

* Staff Members who are designated to receive COMPARTMENTED INFORMATION.
B Staff Members briefed on COMPARTMENTED INFORMATION.

4/23/75

Request to the Secretary of State for Documents and Other Material Regarding the Department of State and Intelligence Activities of the United States Government

1. All directives, regulations, memoranda, guidance or similar material setting forth the relationship of the Department of State to, and its role in, the Intelligence Community and the National Security Council structure, including but not limited to the United States Intelligence Board, the Forty Committee, Washington Special Action Group, Senior Review Group, the Verification Panel, and the Intelligence Committee. Specific descriptive and documentary material covering the nature and extent of the Department's relationship with the National Security Agency and the Federal Bureau of Investigation and other investigating and intelligence entities should be included, such as the Interagency Evaluation Committee.

2. Organization charts showing which officials represent the Department of State on the various Intelligence Community and NSC committees, and on all other bodies, including subcommittees, whose functions include intelligence activities. Such charts should give the names and titles of officials representing the Department of State in those committees (or their predecessor organizations) going as far back as 1947 or any earlier date which the Department believes relevant. The charts should also include, for the same time frame, the names, titles, and a brief job description of those officials of the Department who provided staff support to the Department's representatives on Intelligence Community and NSC committees or to the committees directly.

3. All regulations, guidance, inter-agency memoranda, delimitations agreements, including other agreements and similar material governing the support which the Department of State provides to or receives from other agencies within the Government, having an intelligence or security or investigative function. This would include, but not be limited to, such matters as administrative support and "cover" provided to employees of the Central Intelligence Agency, the Federal Bureau of Investigation, and the Drug Enforcement Administration (and its predecessors), communications support, and financial services.

4. Description, including organization chart, of the Bureau of Intelligence and Research (INR). This should include, in particular, detailed discussion of the operations of the Directorate for Coordination (INR/DDC) and any predecessor offices, whether in INR, the Under Secretary's office, or elsewhere in the Department. Names of personnel throughout the Directorate for Coordination or its

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ENCLOSURE

predecessors should be listed covering the entire period since that function was developed.

5. Description of the organization and functions of the Bureau of Security and Consular Affairs, and of the Office of Security within the Bureau of Administration, insofar as they relate to liaison or cooperation with any intelligence or domestic investigatory body.

6. All instructions, memoranda or similar documents authorizing the establishment of and detailing the mandate of the Cabinet Committee to Combat Terrorism (and its Working Group). Also all reports on terrorism by the Cabinet Committee to Combat Terrorism (and its Working Group), such as the report by the Secretary of State to the President referred to in the President's Memorandum of September 25, 1972, establishing the Committee.

7. All directives, regulations, memoranda, guidance, or similar material which sets forth the Department of State's role in establishing or reviewing requirements or proposals for intelligence activity, including intelligence collection, recruitment of agents, political action programs, paramilitary programs, and counterintelligence activities. In addition, a descriptive account of the Department of State's role in establishing or reviewing requirements or proposals for intelligence activity, differentiating the Department's role in intelligence collection, recruitment of agents, political action programs, paramilitary programs, and counterintelligence activities. This should include differentiation between activities within these categories where differences exist.

8. All directives, regulations, memoranda, guidance, or similar material which sets forth the role and functions of the Department of State in the collection, assessment, production, and dissemination of national intelligence. In addition, a descriptive account of the current role and functions of the Department of State in this regard.

9. All instructions, guidance or similar material defining the authority of U.S. Ambassadors and other Chiefs of Mission to know about and control activities of any U.S. intelligence or investigative agent or entity in the country to which the Ambassador or Chief of Mission is accredited. This should include any limitations upon Ambassadorial control or cognizance of and discussion of any other coordination, monitoring, or other relationships between U.S. missions and the activities of any U.S. intelligence or investigative agent or entity.

10. Any other historical, descriptive or documentary material, studies or reports which the Department believes would be of assistance to the Select Committee in understanding the Department's role in intelligence activities, evaluation and monitoring of those activities, or other matters relevant to the Committee's mandate.